(2026:JHHC:30310)

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr.M.P. No. 2856 of 2026

Hari Mahtha @ Harihar Mahatha, aged about 49 years, son of Santosh Mahtha @ Santosh Kumar Mahtha, resident of Village-Phatudih, P.O. & P.S.-Chandankiyari, Dist.-Bokaro (Jharkhand) … Petitioner

Versus

The State of Jharkhand ... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Sudhir Kr. Roy, Advocate
For the State : Mr. Rajneesh Vardhan, Addl. P.P.

Order No.02 Dated- 09.10.2026

Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioner for restoration of Cr.M.P. No. 2821 of 2025 to its original file.

Learned counsel for the petitioner submits that Cr.M.P. No. 2821 of 2025 was dismissed for non-compliance of the peremptory order of filing supplementary affidavit. It is next submitted that as the petitioner could not arrange the money, hence, the said supplementary affidavit could not be filed within the stipulated time and the same resulted in dismissal of Cr.M.P. No. 2821 of 2025. It is further submitted that non-compliance of peremptory order was neither deliberate nor intentional. It is next submitted that the petitioner has very good grounds to agitate in the said Cr.M.P. No. 2821 of 2025 and unless Cr.M.P. No. 2821 of 2025 is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that Cr.M.P. No. 2821 of 2025 be restored to its original file.

Considering the aforesaid submission of the learned counsel for the petitioner and the facts of this case, Cr.M.P. No. 2821 of 2025 is restored to its original file to the stage at which, it was before its dismissal.

List Cr.M.P. No. 2821 of 2025 under the appropriate heading before the appropriate bench after a week.

(Anil Kumar Choudhary, J.)

09.10.2026
Gunjan-