

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr.M.P. No. 73 of 2024

James Quillick	...	Petitioner
Versus		
The State of Jharkhand & Anr.	...	Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mrs. Vani Kumari, Advocate
For the State : Mrs. Kumari Rashmi, Addl. P.P.

Order No.03 Dated- 03.05.2024

Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioner for restoration of Cr.M.P. No. 2986 of 2023 to its original file.

Learned counsel for the petitioner submits that Cr.M.P. No. 2986 of 2023 was dismissed for non-compliance of peremptory order of filing requisites for service of notice upon the opposite party no.2. It is next submitted that due to inadvertence and confusion, the requisites could not be filed within the stipulated time and the same resulted in dismissal of Cr.M.P. No. 2986 of 2023. It is next submitted that the petitioner has very good grounds to agitate in the said Cr.M.P. No. 2986 of 2023 and unless Cr.M.P. No. 2986 of 2023 is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that Cr.M.P. No. 2986 of 2023 be restored to its original file.

Considering the facts of the case and the aforesaid submission of the learned counsel for the petitioner, Cr.M.P. No. 2986 of 2023 is restored to its original file to the stage at which, it was before its dismissal.

List Cr.M.P. No. 2986 of 2023 under the appropriate heading after a week.

(Anil Kumar Choudhary, J.)