

Sunil Kumar Vs. The State of Jharkhand

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Court : Jharkhand

Decided On : Jan-27-2015

Appellant : Sunil Kumar

Respondent : The State of Jharkhand

Judgement :

IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 569 of 2014 1. Mintu Singh @ A.P. Singh S/o Guru Charan Sing, resident of Lalbada Tube Company, P.O. & PS-Burmamines, Town- Jamshedpur, District-East Singhbhum 2.Radhey Shyam Agarwal @ Radhey Shyam Agarwal, resident of Lalbada Tube Company, P.O. & PS-Burmamines, Town- Jamshedpur, District-East Singhbhum 3. Sanjay Thakur, S/o Late Kashi Nath Sharma, Resident of Qr. No. 552, Baridih, P.O. & P.S.-Sidhgora, Town-Jamshedpur, District-East SinghbhumPetitioners Vs. The State of JharkhandOpposite Party CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioners: Mr. Nagmani Tiwari For the State: Mr. Anjani Kumar Toppo, APP227.01.2015: Learned counsel for the petitioners seeks permission to withdraw this application. Permission accorded. Accordingly, this application is dismissed as withdrawn. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 567 of 2014 1. Manmohan Singh, son of Dev Nandan Singh, resident of Harmu Housing Colony, Harmu, P.O. Harmu, P.S. Argora, District -Ranchi 2. Nagendra Prasad Saini @ Nagendra Prasad Sony son of late Govind Lal, resident of Saket Bihar, Harmu Housing Colony, Post Office -Harmu, Police Station Argora, District-Ranchi

...Petitioners Vs. 1.The State of Jharkhand 2. Suresh Kumar Gupta, son of Bhadai Prasad Gupta, Resident of Village Kantitand, P.O. Ratu, P.S. Ratu, District- Ranchi(informant)Opposite Parties CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioners: Mr. A.K. Kashyap For the State: Mr. S.S. Choudhary, APP527.01.2015: It is submitted by learned counsel for the petitioners that parties have settled their dispute out side the Court. Under the said circumstance, let notice be issued to the O.P. No. 2 through registered post with A/D as well as by ordinary process for which requisites etc. must be filed within one week failing which this application shall stand rejected without further reference to a Bench. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 566 of 2014 Bishu Oraon son of Late Ghinu Oraon, resident of Village-Gitil Kocha, Kokar, P.O. Kokar, PS Sadar, District-Ranchi(Jharkhand)Petitioner Vs. 1.The State of Jharkhand 2. Kanchan Minz @ Kanchan Oraon, wife of Shri Bishu Oraon, resident of Village Gitil Kocha, Kokar, PO Kokar, PS Sadar, District Ranchi(Jharkhand) ...Opposite Parties CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr. Pradeep Kumar Deomani For the State: Mr. Rashmi Kumari, APP427.01.2015: After some argument, learned counsel for the petitioner seeks permission to withdraw this application. Permission accorded. Accordingly, this application is dismissed as withdrawn. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 562 of 2014 Sanjeev Mishra @ Sanjeev Kumar Mishra, Director, Yash Raj Enterprises Private Limited, S/o Sri P.N. Mishra, R/o Moti Mahal, Karam Toli, 1st Street, P.O and P.S. Lalpur, District-RanchiPetitioner Vs. 1.The State of Jharkhand 2. Neutral Publishing House Limited, through its company secretary, Ashutosh Choubey, S/o Surendra Nath Choubey, R/o Devi Mandap Road, Ratu Road, P.O and P.S.-Sukhdeonagar, District- Ranchi, having its corporate office at 15, Kokar Industrial Area, P.O. Kokar, P.S. Sadar, District-RanchiOpposite Parties CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr. Sidhartha Roy For the State: Mrs. Laxmi Murmu, APP227.01.2015: Issue Notice to O.P. No. 2, as to why this application be not disposed of at the time of admission itself, through registered post with A/D as well as by ordinary process for which requisites etc. must be filed within one week, failing which this application shall stand rejected without further reference to a

Bench. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 561 of 2014 Sanjay Tiwari son of Radhey Tiwari, resident of Saroj Nagar, P.O. & P.S.-Chandwa, District- LateharPetitioner Vs. The State of JharkhandOpposite Party CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr.Mohit Prakash For the State: Mr. Tapas Kabiraj, APP227.01.2015: Petitioner to directed to implead all the accused persons as opposite parties in this case within a week. Issue notice to newly added opposite parties as to why this application be not disposed of at the admission stage itself , through registered post with A/D as well as by ordinary process for which requisites etc. must be filing within two weeks, failing which this application shall stand rejected without further reference to a Bench. In the meantime, further proceeding in connection with C.G. Case No. 8 of 2013, arising out of Latehar P.S. Case No. 96 of 2013 corresponding to G.R. Case No. 395 of 2013 pending in the court of learned Chief Judicial Magistrate, Latehar shall remain stayed. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 553 of 2014 1. Noor Alam S/o Sk Imam Hussain 2. Ahmed Hussain S/o Sk Imamm Hussain 3.Sadam Hussain S/o Sk Imam Hussain 4. Masroor Jahan D/o Sk Imam Hussain, all r/o Sultan Nagar, Khazur Bandha, Karbala Road, P.O. & P.S.- Chas, District- Bokaro 5. Fuljahan W/o Allauddin D/o Sk Imam Hussain R/o Village- Kishanpura, P.O. + P.S. Khudaibagh, District-Chapra(Bihar)Petitioners Vs. 1.The State of Jharkhand 2. Nasrin Khanum W/o Sk Imam Hussain, resident of Village-Lah Factory Road, Bani Raja Lane, P.O. + P.S. Hindpiri, District- RanchiOpposite Parties CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioners: None For the State: Mr. Vikash Kishore, APP327.01.2015: No body appears on behalf of petitioners. Accordingly, this application is dismissed for non prosecution. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI B.A. No. 6454 of 2014 Md. Sahabuddin @ Md. Shabuddin son of Md. Riyazuddin, resident of Muslim Basti, Adityapur, P.O. & P.S. Adityapur, District- Saraikella-KharsawanPetitioner Vs. The State of JharkhandOpposite Party CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr. P.K. Sahay For the State: Mrs. Rashmi Kumari, APP627.01.2015: Bail application filed by petitioner Md. Sahabuddin @ Md. Shabuddin in connection with Adityaur P.S. Case No. 39 of

2013 (G.R. Case No. 171 of 2013, S.T. No. 138 of 2013) pending in the court of learned District and Sessions Judge-1, Saraikella is moved by Sri P.K. Sahay and opposed by Mrs. Rashmi Kumari, learned Additional P.P. Earlier bail prayer of petitioner rejected after considering the merit of the case. Now, this application has been filed for grant of provisional bail because the son of petitioner received gunshot injury and he has been advised to go to Vellore to take suitable treatment. In the bail application, petitioner has nowhere stated that apart from him, no body is available in the family for taking his son to Vellore for treatment. It is worth mentioning that the petitioner is main assailant of the deceased of this case. Thus, I am not inclined to enlarge the petitioner on provisional bail. Accordingly, his bail application rejected. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 468 of 2014 with Cr.M.P. No. 469 of 2014 with Cr.M.P. No. 478 of 2014 with Cr.M.P. No. 482 of 2014 with Cr.M.P. No. 489 of 2014 Sunil Kumar, son of Late Kashi Mahtha, resident of -Arya Samaj Mandir, Rajgir, P.O. & P.S. Rajgir, District- Nalanda(Bihar)Petitioner (in all cases) Vs. The State of JharkhandOpposite Party(in all cases) CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr. Deepak Kumar (in all cases) For the State: Mr. Awanikant Prasad, APP (in Cr.M.P. Nos. 468/14,478/14, 482/14) Mr. S.S. Choudhary, APP (in Cr.M.P. Nos. 469/14, 489/14) 3/27.01.2015: All the cases are heard together as requested by the petitioner. It is submitted that these five cases arose from the same transaction but police registered five different cases which is not legally tenable. It is further submitted that the petitioner took advance of Rs. 1,14,85,120/- for execution of different schemes at different places. It is alleged that out of said advance, petitioner had defalcated Rs. 24,65,650/- in different schemes but the informant lodged different FIRs on the basis of measurement book of each scheme. At this stage, I am not inclined to interfere with the investigation relating to any FIR. Accordingly, at this stage, these applications are dismissed. However, the Investigating Officer is directed to take the defence of petitioner at the time of investigation. After submission of charge sheet in all the cases, if petitioner so advised, may file application before the learned Magistrate for hearing of all the five cases analogously. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI Cr.M.P. No. 369 of 2014 Bam Shankar Chowdhary son of Late Ramchandra Chowdhary,

resident of Village-Merkhobundi, P.O. Merkhobundi(Gandey), P.S. Taratand, District- GiridihPetitioner Vs. 1.The State of Jharkhand 2. Geeta Devi Agarwal wife of Late Ajay Kumar Agarwal, resident of Tundi Road, P.O. Barwadih, P.S.- Giridih (M), District-GiridihOpposite Parties CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: None For the State: Mr. Arun Kumar Pandey, APP627.01.2015: No body appears on behalf of petitioner. Accordingly, this application is dismissed for non prosecution. (Prashant Kumar,J.) Sharda/- IN THE HIGH COURT OF JHARKHAND AT RANCHI B.A. No. 379 of 2015 Pankaj Paswan, son of Sumer Ram, resident of Village- Belchampa, P.O. + P.S.+Distirct-Garhwa...Petitioner Vs. The State of JharkhandOpposite Party CORAM: HON'BLE MR. JUSTICE PRASHANT KUMAR For the Petitioner: Mr. Ramesh Kumar For the State: Mr. Shekhar Sinha, APP227.01.2015: Learned counsel for the petitioner seeks permission to withdraw this bail application. Permission accorded. Accordingly, this bail application is dismissed as withdrawn. (Prashant Kumar,J.) Sharda/-

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