

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.174 of 2014

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1. Kailash Singh
2. Jagdish Singh both Son of Laldhari Singh Resident Of Village Gaurihar
P.O. Sondho Police-Station Sakra, District Muzaffarpur.

.... Petitioner/s

Versus

1. The State Of Bihar through Collector Vaishali.
2. Most. Bigni Devi Wife Of Ram Baran Singh.
3. Suresh Singh Son Of Mundrika Singh Sl. No. 2 and 3 Resident Of
Village Ismilepur Police-Station Goroul, P.O. Sondho District Vaishali.
4. Rajendra Singh Son Of Late Whanangai Singh Resident Of Village
Ismilepur Police-Station Gorul, Post Office Sondho, Distt. Vaishali

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shyam Sunder Pandey

For the Respondent/s : Mr. Sandeep Kumar

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

8 02-11-2015 Heard Mr. Ashok Kumar Sinha, the learned counsel
for the petitioners and the learned counsel for the respondent no. 2.

In view of the provision as contained in Order 21 Rule 103 C.P.C. providing for appeal against the order passed on a petition under Order 21 Rule 97 or 99 C.P.C., Mr. Sinha, the learned counsel for the petitioners has sought permission to withdraw this writ application with liberty to the petitioners to file appeal in accordance with law against the impugned order.

The learned counsel for the respondent has raised no objection.

The prayer for withdrawal of this writ application is allowed with liberty to the petitioners to file appeal in accordance with law against the impugned order. The fact of pendency of this application before this Court may be considered in accordance with law while considering the prayer for condonation of delay in filing the appeal.

The writ application is, accordingly, dismissed as withdrawn with aforesaid liberty and observations.

(V. Nath, J)

Devendra/-

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