

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No.1068 of 2012

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Ram Bilas Singh, aged about 58 years, Son of Late Ram Bharosha Singh,
Resident of Village- Kutumba Tole Gowas, P.S.- Kutumba, District-
Aurangabad.

.... Petitioner.

Versus

1. Anil Kumar Singh, son of Saryu Singh, resident of Village- Kutumba
Tole Gowas, P.S.- Kutumba, District- Aurangabad
2. The State of Bihar

.... Respondents.

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Appearance :

For the Petitioner/s : Mr. Radha Krishna Singh, Advocate

For the Respondent/s : Mr. Umeshanand Pandit (App)

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**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH**
ORAL ORDER

9 12-01-2015

Heard learned counsel for the parties.

The petitioner is aggrieved by order dated
04.09.2012, passed by the Sub-Divisional Magistrate, Aurangabad
in Case No. 1294 of 2012. The learned Magistrate in the impugned
order observed that as long as a Title Suit is pending, the 1st party
will have a right of passage.

Learned counsel for the petitioner assailing the said
order submits that the first party nowhere has stated that no other
way of access option.

In my view, all these matters can be considered in the
suit itself. In case, if any such petition is filed, the same would be
considered on its own merit without being prejudiced by this
order.

Any order passed by the learned Magistrate will be
subject to the order passed in the title suit.

This application stands disposed of.

(Samarendra Pratap Singh, J.)

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