

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3127 of 1997

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1. Brijlal Roy, son of Ram Sewak Rai
2. Vakil Roy, son of Baban Roy
3. Smt. Krishna Devi, wife of Brijlal Roy
All residents of Village Manua, PS Hajipur, District Vaishali
..... Petitioners

Versus

1. The State of Bihar
2. The Collector, Vaishali Respondents 1st set
3. Hiranman Roy, son of Deolal Roy
4. Damodar Roy, son of Late Jadu Roy (since deceased)
4(i).Suirendra Rai
4(ii). Devendra Rai
4(iii). Dinesh Rai
4(iv) Shai Devi, all residents of Village Manua, PS Hajipur, District Vaishali
..... Respondents 2nd set
..... Respondents

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Appearance :

For the Petitioner/s : Mr. D.P.Choudhary
Mr. Rakesh Kumar Singh

For the Respondent/s : Mr. (Gp2)

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

11 16-04-2015 Nobody appears on behalf of the petitioners even after repeated calls for hearing. Learned Counsel for the State respondents is present.

Perused the records. From the order sheet it transpires that earlier also nobody appeared on behalf of the petitioners and this writ application had stood dismissed for default as against respondent nos. 4(i) to 4(iv) for want of compliance of the order of this Court. The said dismissal was recorded in the year 2000 and since thereafter till today no step has been taken on behalf of the petitioners for restoration of this application as against respondent nos. 4(i) to 4(iv).

From perusal of the records it further transpires that respondent nos. 4(i) to 4(iv) were necessary parties to this writ application. Disposal of this writ application in absence of respondent nos. 4(i) to 4(iv) may result in inconsistent orders.

As such, the writ application is dismissed as incompetent.

(V. Nath, J.)

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