

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1628 of 2012

In
Civil Writ Jurisdiction Case No. 1509 of 2007

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Umesh Kumar, son of Late Harihar Mahto, resident of Village- Bhaisasur,
P.S. Bihar Sharif, District- Nalanda.

.... Appellant

Versus

1. The State of Bihar
2. The Secretary, Urban Development Department, Government of Bihar,
Patna.
3. The District Magistrate, Nalanda.
4. The Sub. Divisional Officer, Bihar Sharif, Nalanda.
5. The Deputy Collector, Land Reforms, Bihar Sharif, Nalanda.
6. The Circle Officer, Bihar Sharif, Nalanda.
7. The Managing Committee, Kabristan, Bhainsasur, Bihar Sharif,
Nalanda through its Secretary, Aminul Haque, Nalanda.

.... Respondents

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Appearance :

For the Appellant : Mr. Sudhir Kumar, Advocate.

For the Respondents : Mr. Indeshwari Pd. Mandal, AC to GA7

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA

and

**HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE V.N. SINHA)

3 20-07-2015 The plaintiff-respondent of Title Appeal Nos. 31 of

1989 and 51 of 1989 has filed this appeal assailing the order dated

24.07.2012 passed in C.W.J.C. No. 1509 of 2007 whereunder the

learned single Judge has refused to entertain the said writ petition

praying, interalia, to allow the plaintiff-respondent to use the land

beyond 7 decimal which has been decreed in his favour on the

ground that cross appeal filed by him is pending to be heard

alongwith the aforesaid two appeals.

We do not find any reason to interfere with the

aforesaid order dated 24.07.2012 but would like to direct the District Judge, Bihar Sharif to ensure disposal of the aforesaid Title Appeal Nos. 31 of 1989 and 51 of 1989 and the cross appeal filed by the appellant herein as early as possible preferably within a period of two months from the date of receipt/production of a copy of this order and submit report to this Court.

(V.N. Sinha, J)

Abhay/-

(Jitendra Mohan Sharma, J)

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