

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Appeal No. 839 of 2012

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Krishna Kumar Jha, S/O Late Subodh Jha of Village- Rampur, P.S. Madhawapur,
District- Madhubani.

.... Applicant / Appellant

Versus

Sabita Devi, W/O Krishna Kumar Jha of Village- Rampur, P.S. Madhawapur,
District- Madhubani, D/O Batto Mishra of Village- Pokharbhinda, P.S. Pupari,
District- Sitamarhi.

.... ...Opposite Party / Respondent

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Appearance :

For the Appellant : Mr.

For the Respondent : Mr.

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA

and

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

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

Date: 26-02-2015

In response to the notice issued in the
limitation matter, respondent-wife has appeared and states
through his lawyer Mr. Purushottam Jha that her only child
(son) born through the appellant died and in the circumstances,
the request of the appellant for directing the parties including
the child born to them to undergo D.N.A. test to establish the
paternity of the child has become infructuous on account of his
death.

2. In view of the submission made at the Bar by learned counsel for the respondent-wife, we are not required to proceed with the appeal, which is disposed off.

(V.N. Sinha, J.)

(Ahsanuddin Amanullah, J.)

Anand Kr.

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