

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4234 of 2014

In
Civil Writ Jurisdiction Case No. 4874 of 2014

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Munni Lal Son of Late Jaylal Mahto, resident of Village - Jamalpur, P.S. -
Athamalgola, Distt. - Patna presently residing at Village - Jalgobind, P.S. -
Barh, Dist. - Patna rr....
Petitioner/s

Versus

The State of Bihar through Principal Secretary, General Administration
Department, Government of Bihar, Patna Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate
For the Opp.Parties/s : Mr. Ajeet Pratap Singh, SC15

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

3 26-08-2015

Heard.

The present application has been filed for restoration
of CWJC No. 4874 of 2014 which stood dismissed for want of
prosecution by order dated 10.09.2014.

In the facts and circumstances of the case, this Court
is of the opinion that the interest of justice shall be subserved if the
petitioner is granted liberty to file a fresh writ petition in the same
subject matter after bringing on record all the subsequent
developments which might have been taken place during the
interregnum period. It is ordered accordingly.

If such a writ petition is filed within a period of one
month from today, the same shall be considered and decided on its
own merit and shall not be dismissed on the ground of res judicata.

The present MJC application thus stands disposed of.

(Birendra Prasad Verma, J)

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