

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1324 of 2016**

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Krishna Kumar Singh & Anr

.... Appellant/s

Versus

Durgawati Singh @ Durga Singh & Ors

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Jitendra Kishore Verma

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO**

ORAL ORDER

2 25-11-2016

Heard the learned counsel, Mr. J.K.Verma for the
petitioners.

Perused the impugned order dated 12.08.2016 passed
by the learned Sub Judge V, Ara in Money Suit No.11 of 2014.

From perusal of the order passed by the Court below, it
appears that the Court below has assigned reason for not staying
the subsequent suit for money filed by the plaintiffs-respondents.
Admittedly, the subsequent suit has been filed for realization of
half share in the money described in the schedule of the money
suit. This amount which is described in the money suit is not the
subject matter of the partition suit. Therefore, I find no reason to
interfere with the impugned order.

Accordingly, this Civil Miscellaneous application is
dismissed.

Saurabh/-

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(Mungeshwar Sahoo, J)