

IN THE HIGH COURT OF JUDICATURE AT PATNA
Second Appeal No.558 of 1986

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Hawaladar Dubey, son of Deoki Dubey, resident of Village Pachmo, P.S.
Nabinagar, District Aurangabad Defendant No. 2 Appellant
..... Appellant

Versus

1. Kuldip Dubey
2. Ambika Dubey, both sons of Mandeo Dubey
3. Sonkera Devi, widow of Late Jagdish Dubey Plaintiffs
Respondents
4. Smt. Rajmati Kuar, widow of Late Jairam Dubney (name expunged by
order dated 9.12.1988)
5. Ram Badan Dubey, son of Shiv Ratan Dubey Defendants
..... Respondents
..... Respondents
- =====

Appearance :

For the Appellant/s :

For the Respondent/s :

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

27 04-02-2016 Nobody has appeared on behalf of the appellant.

Perused the office notes, from which it transpires that this appeal has stood dismissed for default for non compliance of the order dated 26.2.2008. It does not appear from the record that any step thereafter has been taken for restoration of this appeal. The respondent Nos. 1 to 3 in this appeal were the plaintiffs, whereas the appellant was one of the defendants in the suit.

In this view of the matter, proceeding further with this appeal may result in inconsistent orders and conflicting decrees.

In the result, this appeal is dismissed as incompetent.

(V. Nath, J.)

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