

IN THE HIGH COURT OF JUDICATURE AT PATNA
Second Appeal No.122 of 1991

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1. Mohmid Mian @ Abdul Majid
2. Sahid Mian, sons of Madin Mian
3. Jaigun
4. Jaigunia
5. Noorjahan, all daughters of Madin Mian
6. Id Mohammad Mian, son of Madin Mian,
All residents of Village Amanur Harnarain, P.O. Amnaur, P.S.
Marhaura, District Saran
..... Plaintiffs Respondents

.... Appellants

Versus

1. Indradeo Mahto, son of Sheo Pujan Mahto
2. Sri Bhagwan, son of Sita Ram, both residents of Amnaur Harnarain,
P.O. Amnaur, P.S. Marhaura, District Saran
3. Brij Kishore Singh
4. Nand Kishore Singh
5. Jai Kishore Singh, sons of Kameshwar Singh @ Tukar Singh
6. Most. Binda Kuar, w/o Kameshwar Singh @ Tukar Singh
7. Prem Kumari
8. Mem Kumari, both daughters of Kameshwar Singh @ Tukar Singh
9. Ambika Mahto
10. Babulal Mahto, both sons of Raghunath Mahto
11. Mosmat Bhagia, wife of Raghunath Mahto
12. Bigani Devi
13. Chandrawati Devi, both daughters of Raghunath Mahto
14. Mosmat Bhagia, wife of Mahendra Mahto
15. Jaleshwari Devi, daughter of Mahendra Mahto
16. Laxminia Devi
17. Tapeshwari Devi, both daughters of Bansauli Mahto
18. Mosmat Nagina Kuar, wife of Sita Ram Mahto (name expunged)
All residents of Village Amnaur Harnarain, P.O. & P.S. Amnaur,
District Siwan
.... Defendants Respondents

.... Respondents

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Appearance :

For the Appellant/s : Mr. Vijay Kr.Sinha
Mr. Prakash Chand Gupta
Mr. Pandit Ji Pandey
Mr. Dharmendra Choubey

For the Respondent/s : Mr. Kr. Uday Singh

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

14 07-01-2016

Nobody appears on behalf of the appellants even after

repeated calls.

Perused the office note, from which it transpires that this appeal has stood dismissed for default as against respondent Nos. 6 to 8 in consequence of the order dated 1.9.2015.

From perusal of the memo of appeal it further transpires that respondent Nos. 6 to 8 were defendants in the suit whereas the plaintiffs are the appellants in this appeal. In absence of respondent Nos. 6 to 8, proceeding further with this appeal may result in inconsistent orders and conflicting decrees.

This appeal is, therefore, dismissed as incompetent.

(V. Nath, J.)

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