

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2762 of 2015

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1. Sideo Singh son of Late ram Khelawan Singh Resident of Village: Sadanandpur, At Present Residing at Village- Sikandarpur, Police Station- Punpun, District- Patna.

.... Petitioner/s

Versus

1. Bhagawan Singh Son of Ram Prasad Resident of village- Rukunpura, P.S.- Gardini Bagh, District- Patna At present resident of village- Sikandarpur, P.S.,- Punpun, District- Darbhanga.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bishwanath Prasad Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR SAHOO
ORAL ORDER

2 27-01-2016

Heard learned counsel for the petitioner.

The plaintiff-appellant-petitioner has challenged the order dated 22.12.2004 passed by the learned Additional District Judge, Patna in Title Appeal No. 38 of 2007, whereby the court below has only said that the application under Order 41 Rule 27 C.P.C. shall be considered at the time of hearing of the appeal itself.

Since the order passed by the court below is in conformity with the decision of the Supreme Court in the case of **Union of India Vs. Ibrahim Uddin & Anr.** reported in **2013 (1) 48 SC**, it needs no interference in supervisory jurisdiction. Thus, this writ application is dismissed.

(Mungeshwar Sahoo, J.)

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