

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14111 of 2014

Lakshman Mahto son of Ram Roop Mahto Resident of village - Laxmi Narainpur,
P.S. Tisauta, District - Vaishali.

.... Petitioner/s

Versus

1. Parwati Devi wife of Rameshwar Mahto Resident of village - Laxmi Narainpur,
P.S. Tisauta, District - Vaishali.
2. Most. Lagni Devi wife of late Ram Roop Mahto
3. Ram Ishwar Mahto
4. Hari Mahto
5. Jailal Mahto All sons of late Ram Roop Mahto All resident of village - Laxmi
Narainpur, P.S. Tisauta, District - Vaishali.
6. Shakoor Mian
7. Khalil Mian
8. Aziz Mian All sons of late Jamruddin Mian All resident of village - Singhara,
P.S. Tisauta, District - Vaishali.
9. Ram Bilas Rai son of Laldhari Rai Resident of village - Khesrahia, P.S. Mahua,
District - Vaishali.
10. Smt. Panwati Devi wife of Jagdish Mahto Resident of village - Bakhari Barai,
P.S. Rajapakar, District - Vaishali.
11. Smt. Golia Devi wife of Chandradeep Mahto Resident of village - Bakhara
Barai, P.S. Rajapakar, District - Vaishali.
12. Sumitra Devi wife of Dhaneshwar Lal Mahto Resident of village - Dalaur, P.S.
Jandaha, District - Vaishali.
13. Smt. Kalawati Devi wife of Isri Lal Mahto Resident of village - Supaul, P.S.
Mahua, District - Vaishali.
14. Sunaina Devi wife of Surendra Mahto Resident of village - Adalpur, P.S.
Jandaha, District - Vaishali.
15. Nand Kishore Mahto
16. Braj Kishore Mahto
17. Lalo Kumar All sons of Lakshman Mahto
18. Chunmunia Devi daughter of Lakhsman Mahto All resident of village -
Mangrahia, P.S. Mahua, District - Vaishali.
19. Smt. Banarsi Devi wife of Sri Ram Singar Sah Resident of village - Govindpur

Singhara, P.S. Mahua, District - Vaishali.

20. Smt. Umda Chaudhary wife of Rakesh Chaudhary Resident of village - Laxmi
Narainpur, P.S. Tisauta, District - Vaishali.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Naresh Chandra Verma, Adv.

For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE V. NATH

ORAL JUDGMENT

Date: 17-10-2016

Heard learned counsel for the petitioner.

By the impugned order the learned court below has
allowed the prayer for substitution of the respondent no. 1 in place of
the deceased appellant in the capacity of his legal representative on
the basis of the will after setting aside the abatement as well.

After considering the submissions and from the perusal of
the impugned order, this Court does not find any error or illegality
committed by the learned court below requiring interference under
Article 227 of the Constitution of India.

The application is, accordingly, dismissed.

(V. Nath, J)

Devendra/-

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