

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8261 of 2015

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1. Ram Naumi Singh son of late Dudhnath Singh
 2. Deo Kumar Singh son of Ram Naumi Singh
 3. Dhananjay Singh son of Ram Naumi Singh
 4. Deoraj Singh minor son of Ram Naumi Singh, under guardianship of his nature guardian father namely Ram Naumi Singh, all resident of village Sarangpur, P.S. Bhabua, District Kaimur at Bhabhua.

.... Petitioner/s

Versus

1. Bhuwalu Singh son of late Gupti Singh
2. Nathuni Singh son of late Dasarth Singh
3. Bhan Pratap Singh
4. Baloo Singh, both son of late Bihari Singh
5. Binda Singh
6. Munna Singh
7. Chandrama Singh, all sons of of Nathuni Singh
8. Haidwar Singh
9. Radheshyam Singh, both sons of Chirkut Singh
10. Pyare Singh
11. Shiv Dular Singh
12. Muneshwar Singh, all sons of late Chirkut Singh
13. Jokhu Singh son of late Kalpanath Singh
14. Shobh Nath Singh son of late Jiwan Lakhan Singh
15. Jageshwar Singh
16. Ram Raj Singh both son of Shobh Nath Singh
17. Kalawati Devi wife of late Ram Nath Singh
18. Chhabinath Singh of late Ram Swaroop Singh
19. Munna Singh
20. Satendra Singh both son of Ram Nath Singh
21. Santosh Singh
22. Shambhu Singh both son of late Paras Nath Singh, all resident of village Sarangpur, P.S. Bhabua, District Kaimur at Bhabhua.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 11-04-2016 Head Mr. Tribhuwan Narayan, learned counsel for the
petitioners.

From perusal of the impugned order it appears that the court below relying upon the decision of the Supreme Court in the case of Paras Nath Rai – State of Bihar, AIR 2013 SC 1010, has held that the plaintiffs’s suit for partition has abated in view of the provisions as contained under Section 4(b) and Section 4(c) of the Bihar Consolidation of Holdings and Prevention of Fragmentation Act, 1956. Therefore, the impugned order suffers from no jurisdictional error. Thus, the writ application is dismissed.

(Mungeshwar Sahoo, J)

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