

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15897 of 2015

Awadh Kishor Pandey

.... Petitioner/s

Versus

Chhatunath Thakur & Anr

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 21-06-2016

Heard learned counsel Mr. Vijay Kumar for the petitioner and learned counsel Mr. Arun Kumar Rai for the respondents.

Perused the order dated 12.05.2015 passed by Subordinate Judge-I, Saran at Chapra in Title Suit No.578 of 2012 whereby the court below has rejected the application filed by the petitioner under Order 14 Rule 2 of the Code of Civil Procedure for deciding the maintainability of the suit on the ground that earlier Title Suit No.135 of 1989 was dismissed for default. From perusal of the order, it appears that the court below has assigned good reasons for rejecting the application. It cannot be said that it is illegal or the court below has no jurisdiction or it occasioned failure of justice. Therefore, in my opinion, no case for interference in supervisory jurisdiction is made out. Thus, this writ application is dismissed.

Harish/-

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(Mungeshwar Sahoo, J)