

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5227 of 2014

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Manoj Kumar S/O Late Gulab Chand Prasad Resident of Mohalla
Sahebganj, Butanbari, P.O. and P.S. Chhapra Town, District Saran.

.... Petitioner

Versus

1. Kuldeep Gupta @ Vishal Gupta
2. Navin Gupta Both Sons of Suresh Prasad Residents of Mohalla Mauna
Phatak, P.O. And P.S. Chhapra Town, District Saran.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dineshwar Mishra, Adv.

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO**

ORAL ORDER

3 10-02-2016 Heard the learned counsel, Mr. Dineshwar Mishra, for
the petitioner.

By the impugned order dated 03.10.2013 passed by the
learned Munsif 1st at Chapra in Eviction Suit No. 11/2012 rejected
the application filed by the defendant-tenant-petitioner for adding
the vendor of the plaintiff as a party defendant in the suit.

Since it is eviction suit, the presence of the vendor of
the plaintiff is not at all necessary in the suit for the real question
that is to be decided in an eviction suit that is whether there is
relationship of landlord and tenant between the plaintiff and the
petitioner.

Thus, the court has rightly rejected the application and

accordingly, this writ application is dismissed.

(Mungeshwar Sahoo, J.)

