

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22203 of 2013

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1. Smt. Ambuja Sinha Daughter of Late Ishwari Nandan Singh And Wife Of Sandeep Sinha Presently Residing at B-55, Friends Colony (West), New Delhi- 110065, and Permanent Address Sheohar House, Kadamkuan, P.S.- Kadamkuan, Patna- 80003

.... Petitioner/s

Versus

1. The State Of Bihar, Through the Secretary Law Dept., Bihar, Patna
2. Sanjay Singh Son Of Late Ishwari Nandan Singh Resident Of Village/Mohalla- Patel Nagar, Police Station- Shastri Nagar, District- Patna. Old Address Sheohar House, Kadam Kuan, Police Station- Kadamkuan, District- Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Prakash Sahay

For the Respondent/s : Mr. Jawahar Pd. Karn

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

6 05-07-2016

Heard the counsel for the petitioner and the State.

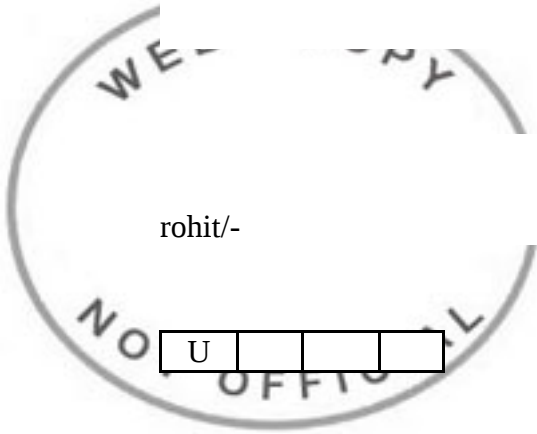
The petitioner has called in question the order dated 24.09.2007 passed in Probate Case no. 146 of 2006.

An Order passed in the Probate proceeding can be challenged in appeal under Section 299 of the Indian Succession Act. This is also the objection of the respondents. The writ court in such circumstance would be justified in refusing to grant indulgence to the petitioner.

After making submissions at some length, the counsel for the petitioner sought permission of the Court to withdraw the application, enabling her to ventilate her grievance

before the appropriate Forum/Authority in accordance with law.

The writ application is dismissed as withdrawn.



(Kishore Kumar Mandal, J)

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