

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1307 of 2016**

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Dr. Umesh Chandra Issar & Ors

.... Appellant/s

Versus

The State of Bihar & Ors

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Alok Kumar Alok

For the Respondent/s : Mr. Sajid Salim Khan- Sc25

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

2 09-12-2016 Heard the learned counsel for the petitioners and the

learned counsel for the State.

Perused the impugned order dated 23.08.2016 passed by
learned Sub Judge I, Dalsingsarai, Samastipur in Title Suit No.189
of 2013 whereby the learned Court below accepted the written
statement filed by the respondent in the suit.

The grievance of the petitioners is that the Court below
has not assigned any reason while accepting the written statement.
The written statement was filed by the respondents after one year
and one month.

On the other hand, the learned counsel for the
respondents submitted that no doubt there is some delay in filing
the written statement but earlier, the Court below had not debarred
the respondents from filing the written statement and the Court
below granted last chance to file written statement and within that



period, the written statement has been filed.

Since the written statement has been accepted which was filed by the respondents, I am not inclined to interfere with the impugned order in exercise of supervisory jurisdiction.

Thus, this Civil Miscellaneous application is dismissed.

(Mungeshwar Sahoo, J)

Saurabh/-

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