

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13610 of 2014

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1. Abdul Rauf S/o Abdul Razzak
2. Nasiruddin S/o Late Md. Islam Both resident of Village- Kaidrabad,
P.O.- Bachhabara, P.S.- Bachhabara, District- Begusarai, at present Mohalla
Bengali Tola, near Gandhi Smarak, P.S.- Samastipur, Distt- Samastipur.

.... Petitioner/s

Versus

1. Shiva Lal Roy
2. Roop Lal Roy Both sons of Late Bhagwat Rai resident of Village-
Jitwarpur, Nizamat, Police Station- Samastipur, District- Samastipur,
Presently residing at Mohalla- Bengali Tola, Station Chowk, P.S.-
Samastipur, District- Samastipur
3. Umesh Prasad Yadav
4. Shamsheer Bahadur Both sons of Sri Ram Chandra Rai Resident of P.S.
Samastipur, Mufassil, District- Samastipur, presently residing at Mohalla
Bengali tola, Station road Chowk, Samastipur, P.S.- Samastipur, District
AND Town- Samastipur.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Md. Faiz Ahmad

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

2 22-09-2016

The present application has been filed by the
tenant-defendant in the suit questioning the legal sustainability of
the impugned order by which the learned court below has turned
down the prayer of the defendant for clubbing together the
Eviction Suit No.09/2009 and Eviction Suit No.05/2013.

From the impugned order it is evident that the
parties in both the eviction suits are different as well as the stage
of two suits are different.

In the background of these facts, this Court

does not find that the learned court below has committed any
illegality in passing the impugned order.

The application is, accordingly, dismissed.

(V. Nath, J)

Nitesh/-

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