

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14561 of 2015

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Geeta Devi

..... Petitioner/s

Versus

Lal Barat Singh & Ors

..... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Jai Prakash Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR SAHOO
ORAL ORDER

2 18-05-2016 Heard the learned counsel, Mr. Jai Prakash Singh for the
petitioner.

By the impugned order dated 13.07.2015, the learned Sub
Judge V, Kaimur(Bhabhua) in Title Suit No.2399 of 2014/14 of
2008 rejected the application filed by the petitioner under Order
39 Rule 1 and 2 read with Order 40 Rule 1 of the C.P.C., prayed
for grant of injunction and also for appointment of receiver.

Since the relief for injunction, which has been refused, is
appealable under Order 43 Rule 1(r) of the C.P.C. and the relief
for appointment of receiver, which has been rejected, is appealable
under Order 43 Rule 1(s) of the C.P.C., the application under
Article 227 of the Constitution is not maintainable.

Accordingly, this writ application is dismissed.

(Mungeshwar Sahoo, J)

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