

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.737 of 2016**

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Pramod Kumar Gupta

.... Appellant/s

Versus

Abhishek Kumar & Ors

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Lakshmi Kant Tiwary

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR SAHOO
ORAL ORDER

3 03-10-2016

Heard the learned counsel for the petitioner and the
learned counsel for the respondents.

Perused the impugned order dated 17.03.2016 passed by
Sub Judge XII, Vaishali at Hajipur in Misc. Case No.9 of 2002
whereby the learned Court below rejected the application filed by
the petitioner for recalling the original record of Partition Suit
No.62 of 1980 from the High Court.

From perusal of the order, it appears that the certified
copies of all the relevant documents have been produced by the
respondents in the Court below and, therefore, the learned Court
below has held that the original record is not necessary at all.

In view of the above facts and circumstances of the case,
in my opinion, it is not a case for interference in supervisory
jurisdiction under Article 227 of the Constitution of India.

Thus, this Civil Miscellaneous application is dismissed.

Saurabh/-

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(Mungeshwar Sahoo, J)