

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13151 of 2015

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1. Md. Yasin Mian @ Mohammad Yaseen, son of Late Alijan Mian,
Resident of Village- Bhirkhi Dakhilwari, Andar Nagar Parishad Ward
No.24, P.s.- Madhepura, District- Madhepura.

.... Petitioner/s

Versus

1. Md. Rafique Son of Late Md. Faqeer alias Kurai Mian
2. Md. Sahrab
3. Md. Kurban Ali
4. Md. Mursheed
5. Md. Naseem
6. Md. Afzal
7. Md. Hasim All Son of Md. Rafique
8. Bibi Chadni, D/o Md. Rafique, Wife of Md. Nizan All resident of
Village- Sahugadh, Janki Tola, Ward No.3, Post- Bhagwanpur, P.S.-
Madhepur, District- Madhepura.
9. Md. Salim Miyan Son of Late Alijaan Miyan Resident of Village-
Bhirkhi Dakhilwari, Andar Nagar Parishad Ward No.24, P.s.- Madhepura,
District- Madhepura.
10. Bibi Zainat Wife of Md. Amal , D/o Late Alijaan Miyan Sakin Mauja
Shahpur P.O.+P.S.- Arar Anchal- Gwalpora, District- Madhepura.
11. Bibi Umda Wife of Md. Muslim Miyan, D/o Late ALijaan Miyan Sakin
Mauja Bhirkhi Dakchinnabari Andar Nagar Parishad Ward No.24, Thana-
Madhepura, District- Madhepura.
12. Bibi Qari Wife of Md. Wajool, D/o Late Alijaan Miyan Sakin Mauja
Sahugadh Janki Tola, P.S.- Madhepura, District- Madhepura.
13. Bibi Dasiya Wife of Md. Abbas, Sakin Mauja Bhirkhi Dakcsinnbari
Andar Nagar Parishad Ward No.26, P.S.- Madhepura, District- Madhepura.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Atif Inam
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO

ORAL ORDER

2 12-05-2016

Heard learned counsel for the petitioner.

By the impugned order dated 22.5.2015 the learned
Sub Judge, Madhepura has only allowed the substitution
application in T.S.No. 192 of 2010.

From perusal of the impugned order it appears that the court below has found that sole plaintiff has already died and in his place legal representative has been substituted. Therefore, there is no question of prejudice the petitioner arises.

Accordingly I find no reason to interfere with the impugned order. Accordingly, this writ application is dismissed.

(Mungeshwar Sahoo, J)

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