

IN THE HIGH COURT OF JUDICATURE AT PATNA
Test Suit No.1 of 1987

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Anil Kumar Singh

.... Petitioner/s

Versus

Smt.Sharda Sinha @Sharda M.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Parimal Chandra Das
 Mr. S. K. Singh
 For the Respondent/s : Mr. Madan Mohan
 Mr. Abhay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

141 03.11.2017

I.A. no. 6240/2017 has been filed on behalf of

the plaintiff praying therein for withdrawal of present
 test suit and for return of all original documents of the
 plaintiff.

It would appear from perusal of annexure 1 to
 interlocutory application that Civil Appeal nos. 5569-
 5572/2008 was pending before the Hon'ble Apex
 Court and the aforesaid appeals were disposed of
 directing for withdrawal of probate case vide
 judgment dated 3.8.2017 and in the light of the
 aforesaid direction of the Hon'ble Apex Court,
 withdrawal petition has been filed.

In view of the aforesaid facts as well as
 submissions of the parties, applicant is permitted to



withdraw the present suit and accordingly, present suit stands disposed of as withdrawn.

So far as return of exhibited documents filed on behalf of the plaintiff is concerned, exhibited documents including original deed be returned to the plaintiff subject to filing of certified substituted copy of the documents in question within three months from today.

In the aforesaid manner, I.A. no. 6240/2017 stands disposed of.

Shahid

(Hemant Kumar Srivastava, J)

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