

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1250 of 2017

In

Civil Writ Jurisdiction Case No. 2153 of 2005

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Naushad Ahmad, Son of Late Md. Ali Ahmad, Chief Executive Officer the Bihar State Sunai Waqf Board Haj Bhawan, Second Floor 34 Haridng Road (Ali Imam Path), Police Station- Sachiwalaya, District- Patna.

.... Appellant/s

1. Versus

1. The State of Bihar.
2. The District Magistrate, Vaishali.
3. The Superintendent of Police, Vaishali.
4. The Officer-in-Charge of Police Station Mahua, District- Vaishali.
5. Gulam Md. Saddique, Son of Late Md. Sami, Resident of Mohalla-Chhoti Saraiyaganj, Post Office- Muzaffarpur Town, District- Muzaffarpur.
6. (i) Md. Anju Mian, Son of Late Rasul Box,
(ii) Md. Anwar Mian, Son of Late Rasul Box
(iii) Md. Mustak, Son of Late Rasul Box.
(iv) Md. Kalu, Son of Late Rasul Box.
Respondent no. 6(i) to 6(iv) are resident of Village- Chak Majahid Post Office & Police Station- Mahua District- Vaishali.
7. Md. Malbul, Son of Kate Gaffur, Resident of Village + Post Office- Chak Majahid, Police Station- Mahua, District- Vaishali.
8. Ram Das Roy @ Ram Das Rai,
9. Jai Krishun Roy @ Jai Krishan Rai,
Both respondents Nos. 8 & 9 are sons of Late Dhanpat Rai, Resident of Village +P.O.- Chak Majahid, Police Station- Mahua, District- Vaishali.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Md. Helal Ahmad, Advocate
For the Respondent/s : Mr. P.K. Verma, AAG-3
Dr. Manikeshwar Tiwari, AC to AAG-3
Mr. Saroj Kumar Sharma, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

4 01-11-2017

In view of the order dated 27.10.2017, passed by the Hon'ble Supreme Court in Civil Appeal No. 17326 of 2017, arising out of SLP(C) No. 25126 of 2017, the final judgment



passed on 26.07.2017 in L.P.A. No. 483 of 2015, now this appeal has been rendered infructuous, as the issue in question has been decided by the Hon'ble Supreme Court and the parties are now required to take recourse to the remedy available before the competent civil court.

With the aforesaid, this appeal is disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Uday/-

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