

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.406 of 2016**

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Indradeo Prasad Indu & Ors

.... Appellant/s

Versus

Smt. Usha Devi & Ors

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Jitendra Prasad Singh

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER**

- 3 10-02-2017 **1.** Heard the learned counsel for the petitioner and the learned
counsel for the respondent.
- 2.** Perused the impugned order dated 27.04.2016 passed by Sub
Judge-I, Sherghati, Gaya in Partition Suit No.293 of 2008 whereby the
learned Court below rejected the application under Section 4(C) of the
Bihar Consolidation of Holdings and Prevention of Fragmentation Act,
1956.
- 3.** Admittedly, no notification was brought on record by the
petitioner. The issue which is being raised by the petitioner may be an issue
which shall be decided along with other issues as provided under Order 14
Rule 2 CPC.
- 4.** Therefore, I find no reason to interfere with the impugned order
in exercise of supervisory jurisdiction. Thus, this Civil Misc. application is
dismissed.

Sanjeev/-

(Mungeshwar Sahoo, J)

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