

IN THE HIGH COURT OF JUDICATURE AT PATNA
Second Appeal No.212 of 2002

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Gauhari Begum & Ors			Appellant/s
Versus			
Sahrudin @ Sahejazuddin & Ors			Respondent/s

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Appearance :
For the Appellant/s : Mr. Rajiv Shanker Dvivedi
Mr. Shambhu Sharan Singh
Mr. Binay Kumar Choubey
Mr. Prem Sheela Pandey
Mr. Sangeeta Sharma
For the Respondent/s : Mr. R.K.Sinha-2

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

25 20-06-2017 Mr. Ranjan Kumar Dubey, learned Counsel appearing for the appellants, has prayed to withdraw this appeal.

Learned Counsel appearing for respondent Nos. 1 to 9 has raised no objection to the said prayer.

However, Mr. Abbas Haider, learned Counsel appearing for respondent Nos. 19 and 20, has submitted that respondent Nos. 19 and 20 are purchasers of the suit property from the appellants during pendency of the appeal and, therefore, their rights would be prejudiced by withdrawal of the appeal.

After considering the submissions, this Court finds that respondent Nos. 19 and 20 are pendentelite purchasers of the suit property from the appellants and as such they are at liberty for redressal of their grievances, if any, in accordance with law. This Court, therefore, is inclined to allow the prayer on behalf of the appellants for withdrawal of this appeal.

This appeal is accordingly dismissed as withdrawn.

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(V. Nath, J.)

