

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Review No.55 of 2017

In

C.Misc. 8 of 2017

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Anju Kumari @ Anju Devi & Anr

.... Petitioner/s

Versus

Bibi Salma Khatoon & Ors

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR

SAHOO

ORAL ORDER

7 24-07-2017

Heard learned counsel Mr. Dhananjay Kumar for the
petitioners.

This review application has been filed by the
petitioners for review of order dated 18.01.2017 passed by this
Court in Civil Miscellaneous No.08 of 2017.

The learned counsel, Mr. Dhananjay Kumar for the
petitioners submitted that in fact prior to filing the suit for specific
performance of contract the present petitioners' vendor had
already purchased the suit property in auction sale in the year 1930
but the petitioners were not made party in the present suit for
specific performance of contract and, therefore, the title of the
petitioners was never investigated. The learned counsel further
submitted that the petitioners are going to file suit challenging the
decree passed in the suit for specific performance of contract but



then, if interim relief is not granted, the petitioners shall be thrown out of their residential house.

In view of the submission of learned counsel for the petitioners, in my opinion, these are not the grounds for review. Therefore, on these grounds the order under review cannot be reviewed. However, the petitioners, if so desire, pursue their remedy expeditiously and get their grievance redressed.

Thus, this review application is dismissed.

(Mungeshwar Sahoo, J)

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