

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.160 of 2017**

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Ram Babu Alias Ram Babu Yadav
..... Petitioner/s

Versus

Abdul Rahman & Ors
..... Respondent/s

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Appearance :

For the Appellant/s : Mr. Binod Kumar Singh
For the Respondent/s : Mr. Rashid Izhar

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR SAHOO
ORAL ORDER

2 30-01-2017 Heard the learned counsel, Mr. Binod Kumar Singh for
the petitioner.

Perused the impugned order dated 28.11.2016 passed
by Sub Judge III, Patna City in Title Suit No.568 of 1989 whereby
the learned Court below has permitted the plaintiff-respondent to
abandon the claim over Plot No.1299, 1300, 1301, 1303 and 1304
under Order 23 Rule 1 C.P.C.

Admittedly, the petitioner is not claiming any interest
for these plots. He is claiming interest over the Suit Plot No.1302
and the suit will continue with respect to this property.

Thus, I find no reason to interfere with the impugned
order in exercise of supervisory jurisdiction. Accordingly, this
civil miscellaneous application is dismissed.

The court below shall try to dispose of the suit
expeditiously which is of the year 1989.

Saurabh/-

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(Mungeshwar Sahoo, J)

