

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4149 of 2016

In
Civil Writ Jurisdiction Case No. 12630 of 2011

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Ashutosh Aman Adhikari

.... Petitioner/s

Versus

The Union of India & Ors

.... Opp.Parties.

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh

For the Respondent/s : Mr. Rupak Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 19-04-2017 Heard Sri Ajit Kumar Singh, learned counsel for the

petitioner and Sri Rupak Kumar, learned counsel appearing on
behalf of Opp.Party nos. 3 to 7/Bank of India.

The present petition has been filed with a prayer to
restore C.W.J.C.No 12630 of 2011, which stood dismissed on
10.03.2016 due to non-prosecution.

Learned counsel for the petitioner, by way of
referring to the facts disclosed in the petition, submits that there
was bona fide reason for non-appearance on the date, when the
case was dismissed due to non-prosecution. However, Sri Rupak
Kumar, learned counsel for Opp.Parties submits that the writ
petition is itself not maintainable due to lack of territorial
jurisdiction.

Be that as it may, the point raised can be considered



at the time of hearing of the writ petition. However, considering the ground set forth in the petition, same is allowed.

Let C.W.J.C.No.12630 of 2011 be restored to its original file.

(Rakesh Kumar, J)

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