

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.15447 of 2013

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1. Amresh Kumar Chhote Son Of Sri Shyamdeo Sharma Resident Of Village -
Parsa, P.S. Naubatpur, District - Patna At Present Residing At New Paharpur, P.S.
Gardanibagh, District - Patna

.... Petitioner/s

Versus

1. Sri Shyamdeo Sharma S/O Late Ram Lakhan Singh Resident Of Village - Parsa,
P.S. Naubatpur, P.O. Nagwan, District - Patna At Present Residing At New
Paharpur, P.S. Gardanibagh, District - Patna
2. Smt. Radhika Devi W/O Shyamdeo Sharma Resident Of Village - Parsa, P.S.
Naubatpur, P.O. Nagwan, District - Patna At Present Residing At New Paharpur,
P.S. Gardanibagh, District - Patna
3. Sri Omprakash @ Tuntun Son Of Sri Shyamdeo Sharma Resident Of Village -
Parsa, P.S. Naubatpur, P.O. Nagwan, District - Patna At Present Residing At New
Paharpur, P.S. Gardanibagh, District - Patna
4. Sri Satish Kumar Son Of Sri Shyamdeo Sharma Resident Of Village - Parsa,
P.S. Naubatpur, P.O. Nagwan, District - Patna At Present Residing At New
Paharpur, P.S. Gardanibagh, District - Patna
5. Ramshila Kumari W/O Sidhnath Sharma Resident Of Village - Chirawara, P.S.
Naubatpur, District - Patna
6. Late Priya S/O Satish Kumar Resident Of Village - Parsa, P.S. Naubatpur,
District - Patna
7. Akash Priya S/O Satish Kumar Resident Of Village - Parsa, P.S. Naubatpur,
District - Patna



8. Anjani Kumari Daughter Of Jay Nandan Sharma Resident Of Village - Arap,
P.S. Bikram, District - At Present Resident Of New Paharpur, P.S. Gardanibagh,
District - Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr.

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE V. NATH

ORAL JUDGMENT

Date: 16-01-2017

Nobody appears on behalf of the petitioner even after repeated calls.

The plaintiff in the suit for partition is the petitioner in this application questioning the legal sustainability of the impugned order by which the learned court below has allowed the prayer of the respondent no. 8 to be added as party defendant in the suit.

From the materials on record and perusal of the impugned order, it transpires that the respondent no. 8 has claimed right, title and interest over the suit property on the basis of the registered gift deed dated 31.03.2011 executed by respondent no. 4 Satish Kumar in favour of respondent no. 8 Smt. Anjani Kumari.

The learned court below after considering the facts and circumstances of the case has allowed the prayer of the respondent no. 8 to be impleaded as party defendant in the suit. This Court does



not find any error of jurisdiction or material irregularity in exercise of discretion of the court below in allowing the prayer of the respondent no. 8 to be impleaded as party.

In the result this application sans merit is dismissed.

(V. Nath, J)

Ranjan/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

