

IN THE HIGH COURT OF JUDICATURE AT PATNA
First Appeal No.875 of 1972

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Saudi Mahto & Anr

.... Appellants

Versus

Most. Mundrika Devi & Ors

.... Respondents

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Appearance :

For the Appellant/s : Mr. Ram Nandan Prasad
Mr. Ramchadnra Pd. Sinha 1

For the Respondent/s : Mr. Braj Kishore Pd.
Mr. Girindra Mohan Thakur
Mr. Ganga Nandan Sahay
Mr. Y.C.Verma
Mr. H.Upadhayay
Mr. Chandra Shekhar Pd.

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

44 08-03-2018

Nobody appeared on repeated calls.

Perused the office note dated 31.07.2017 and the record.

It appears that the suit was decreed as per judgment under appeal. The plaintiff, Most. Mundrika Devi was held entitled to half share in the suit property. Against the said judgment, the original defendant Saudi Mahto and his son Banaras Mahto filed this appeal impleading the plaintiff as respondent no.1 and his minor son and grandsons as respondent nos.2 to 4. The respondent no.1, Most. Mundrika Devi was the sole plaintiff who had contested the case with the present appellant. The remaining respondent nos.2 to 4 are son and grandsons of original appellant no.1, Saudi Mahto. The respondent no.1, Most. Mundrika Devi



has died and prayer has been made to dispose of the appeal in view of the fact that nobody is there to contest the appeal. It appears that the appellants have left prosecuting this appeal.

In view of above facts, this appeal is dismissed.

Harish/-

(Sanjay Kumar, J)

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