

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1267 of 2016

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1. Byas Singh Son of late Jaleshwar Singh
2. Sudama Singh Son of Late Jaleshwar Singh Both residents of Village:
Machchhargawan, P.S.: Jogapatti, District- West Champaran.

.... Petitioner/s

Versus

1. Ranjeet Singh Son of Late Shanker Singh
2. Akhilesh Singh Son of Late Shanker Singh
3. Ratnesh Singh Son of Late Shanker Singh
4. Sunil Singh Son of Late Shanker Singh O.Ps 1 to 4 residents of Village:
Rampurwa, P.S: Chanpatia, District- West Champaran.
5. Ram Bichari Devi Wife of Rajesh Singh daughter of late Shanker Singh
Resident of Village: Bankatwa, P.S.: Nautan, District- West Champaran.
6. Gayatri Devi daughter of Late Shanker Singh Resident of Village- Hassi
Nath, P.O.: Hassi District- Vaishali.
7. Urmila Devi Wife of Shatrughan Singh daughter of Late Shanker Singh
Resident of At & P.O.: Mathiya, P.S.: Jogapatti, District- West Champaran.
8. Chhotelal Son of Nathuni Sah
9. Jadolal Son of Nathuni Sah O.Ps. 8 & 9 residents of Village:
Machchhargawan, P.S. Jogapatti, District: West Champaran.
10. Rajendra Pratap Singh, Son of Surendra Pratap Singh
11. Jagarnath Hajara Son of Ram Briksh Hajara O.P.s 10 & 11 residents of
Village: Mathkotha, P.S: Jogapatti, District- West Champaran.
12. Sabana Khatoon widow of Late Samsul Hoda.
13. Rinku Hussain Son of Late Samsul Hoda.
14. Mahajia Hussain
15. Saddam Husain
16. Shyam Husain
17. Noorjehan Khatoon Opposite Parties 12 to 17 are all sons & daughters
of Late Samsul Hoda through their mother & natural guardian Sabana
Khatoon.
18. Bagari Khatoon
19. Kamrul Hoda Son of Late Abdul Aziz
20. Nurul Hoda Son of Late Abdul Aziz
21. Jahur Bano widow of late Abdul Aziz O.P. Nos. 12 to 21 residents of
Village: Dubauliya P.S.: Jogapatti, District: West Champaran.
22. Kalindi Devi daughter of Jaleshwar Singh wife of Vishwanath Rao,
Resident of Village: Mehura Singhari, P.S.: Bagaha District: West
Champaran.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Amarendra Nath Verma
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER



4 30-03-2018 Heard Mr. K.N.Choubey, learned senior counsel appearing on behalf of the petitioners and learned counsel for the respondents.

The learned counsel for the respondents submits that the expert has been examined but the petitioners did not turn to cross-examine that witness.

In view of this fact, learned senior counsel for the petitioners seeks permission to withdraw this civil miscellaneous petition with liberty to file petition in the court below to summon the expert for his cross-examination.

Accordingly, this civil miscellaneous petition is disposed of as withdrawn.

(Prabhat Kumar Jha, J)

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