

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.663 of 2016
In
Civil Writ Jurisdiction Case No.7650 of 1998

1. Shiv Shankar Sah, Son of Late Ram Briksh Sah.
2. Bindehwar Choudhary, Son of Late Dawarika Choudhary. Both residents of Village- Sonebarsa Sah, P.S. Maniyari, District- Muzaffarpur.

... .. Appellants

Versus

1. The State of Bihar.
2. The Deputy Collector, Land Reforms (West), Muzaffarpur.
3. The Anchal Adhikari, Kurhani, District- Muzaffarpur.
4. Ram Briksh Singh, Son of Sri Khelawan Singh, resident of Village- Sonebarsa, P.S. Kurhani , Maniyari, District- Muzaffarpur.
5. Shivani Devi, D/O Late Parikshan Prasad Sahu and W/O Sri Ajit Kumar Sahu, resident of Sahu Pokhar in the Town of Muzaffarpur, P.S. Muzaffarpur, District- Muzaffarpur.

... .. Respondents

Appearance :

For the Appellants :	Mr. Ajay Kumar Sharma, Advocate
For the Respondent State:	Mrs. Nutan Sahay, AC to AAG-12
For the Respondent No.4 :	Mr. Madhav Roy, Advocate

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date : 15-02-2018

Heard counsel for the parties.

Irrespective of the decision 10.08.2015 passed by the learned single Judge dismissing the writ application, this Court takes notice of the fact that there is a title suit pending between the parties, which is Title Suit No.51 of 2009 before the Court of Sub-Judge-I, Muzaffarpur. Looking at the nature of the relief prayed for therein, it will be in the interest of the contesting parties that the



suit is allowed to be concluded at the earliest and the right, title and interest shall flow therefrom which will govern the issue.

With the observations as above, this Letters Patent Appeal is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Pawan/-

AFR/NAFR	N.A.F.R.
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