

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.941 of 2017

In
Letters Patent Appeal No.1665 of 2013

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1. The State Of Bihar.
 2. The Commissioner, Tirhut Division, Muzaffarpur.
 3. The District Magistrate, Vaishali At Hajipur.
 4. The Deputy Collector, Establishment, Vaishali Collectorate, Hajipur.
 5. The Deputy Collector, Nazarat, Vaishali Collectorate, Hajipur.

... .. Petitioner/s

Versus

1. Urmila Devi, Wife Of Late Raghav Sharan Singh, Resident Of Village- Kuarikhurd, P.O.- Balwa Kuari, Police Station- Hajipur Sadar, District- Vaishali At Hajipur.
2. Naval Kishore Prasad, Son Of Kameshwar Prasad, Resident Of Village- Uprawan, District- Nawada, and Present Residing At Mohalla- Bagmati Hajipur, And Having Appointed Working On The Post Of Class-IV Post In Vaishali Collectorate, Hajipur.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Niraj Kumar Sinha, AC to AAG-2
For the Respondent/s : Mr.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 19-07-2018 This is an application for restoration of LPA No. 1665/13. The said LPA was filed on 17.12.2013. Office pointed out various objections. After removal of defects, it was listed for the first time on 9.3.2017 on which date it was dismissed for want of prosecution. However, notice to the respondents were not issued and the appeal was dismissed even without notice to the respondent.

Keeping in view the aforesaid, for the first time, no



notice to the respondent is necessary.

We have considered that reasons given for the default in appearance of the counsel on 9.3.2017 and, therefore, the application is allowed. LPA No. 1665/13 is restored to its original file.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

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