

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21191 of 2014

- =====
1. Dulari Kunwar Wife of Late Sadafal Kewat
 2. Kailash Kewat son of Late Sadafal Kewat Resident of village Kulhariya, Tola Mahuariyan, P.S. - Durgawati, Post Karmanasha , District- Kaimur at Bhabua.
- Petitioner/s

Versus

1. Bharat Kewat son of Late Umashankar Kewat
2. Sawarath Kewat (Minor) son of Late Umashankar Kewat next friend and legal heir Phuljhari Kunwar mother and natural guardian of the minor. null
3. Narad Kewat (Minor) son of Late Umashankar Kewat next friend and legal heir Phuljhari Kunwar mother and natural guardian of the minor. null
4. Mangaru Kewat (Minor) son of Late Umashankar Kewat next friend and legal heir Phuljhari Kunwar mother and natural guardian of the minor.
5. Fuljhari Kunwar wife of Late Umashankar Kewat All resident of village - Kulhariya, Tola Mahuariya, P.S.- Durgawati, District- Kaimur at Bhabhua.
6. Lali Devi D/O of Late Sadafal Kewat
7. Jyoti Devi D/O of Late Sadafal Kewat
8. Sanjay Kewat (minor) Son of Kailash Kewat next friend and legal heir Kailash Kewat father of the minor.
9. Dukhani Devi son of Nanhak Kewat
10. Sonu Kewat (Minor) Son of Kailash Kewat next friend and legal heir Kailash Kewat father of the minor.
11. Pakhu Kewat son of Late Ramnath Kewat
12. Munni Kewat son of Late Ramnath Kewat
13. Gopal Kewat son of Late Ramnath Kewat
14. Nangu Kewat son of Late Bhagelu Kewat
15. Purnwasi Kewat son of Late Bhagelu Kewat
16. Naresh Yadav son of Ram Tahan Yadav
17. Bhola Yadav son of Late
18. Sudarshan Kewat son of Late Jokhan Kewat
19. Musai Kewat son of Late Jokhan Kewat
20. Ghychu Bind son of Late Jodhan Bind
21. Jagardev Bind son of Late Jodhan Bind
22. Ramayan Ahir son of Late Tulasi Ahir
23. Aganu Bind son of Ram Ram Barat Bind
24. Shiv Mrat Dubey son of Bachchu Dubey
25. Ramsurat Singh Yadav son of Late Bihari Singh Yadav
26. Mohan Tiwari son of Late Ramsurat Tiwari
27. Lalmuni Ram son of Late Salik Ram All resident of village Kulhariya Tola Mahuariya, P.S. - Durgawati , district- Kaimur at Bhabua

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey, Advocate
Mr. Ranjeet Kumar Mishra, Advocate

For the Respondent/s : Mr. Sushil Kumar Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL JUDGMENT
Date: 06-09-2018



This application has been filed for quashing the order dated 03.06.2014 passed by Ist Additional District Judge, Kaimur at Bhabua in Miscellaneous Case No.04 of 2011 whereby and whereunder the Title Appeal No.12 of 1999/23 of 2000 which was dismissed on 28.07.2011 on account of non-prosecution was readmitted for hearing.

2. Heard learned counsel for the petitioners and the learned counsel for the respondents.

3. It appears that the aforesaid title appeal filed by respondents was dismissed on 28.07.2011. The respondents filed Miscellaneous Case No.04 of 2011 for setting aside the said order. The learned court below issued notice upon the Opposite Parties who did not appear to oppose the submissions. The learned appellant court on being satisfied with the ground for non-prosecution of the appeal, has allowed the miscellaneous case and readmitted the appeal. The order re-admitting the appeal is well reasoned and requires no interference under the inherent jurisdiction.

4. In view of above discussions, I do not find any merit in this writ application and is accordingly dismissed.

(Sanjay Kumar, J)

B.Kr./-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	11.09.2018
Transmission Date	N/A

