

IN THE HIGH COURT OF JUDICATURE AT PATNA

CIVIL MISCELLANEOUS JURISDICTION No.1727 of 2017

=====

Rahul Prasad, Son of Sri Binay Kumar, Resident of D- 4/4223, Roof top floor,
Vasant Kunj, New Delhi- 110070.

.... Petitioner

Versus

1. Jamuna Prasad, Son of Late Bishunpat Lal,
2. Sri Rajesh Kumar
3. Sri Rajeev Kumar
4. Sri Vikash Kumar, all sons of Sri Jamuna Prasad, all residents of Mohalla Khajpura, P.O.- Bihar Veterinary College, P.S.- Shastri Nagar, Town & District- Patna.
5. Sri Vivek Kumar, Son of Sri Jamuna Prasad, R/o Mohalla- Khajpura, P.O.- Bihar Veterinary College, P.S.- Shastri Nagar, Town & District- Patna, presently residing at Flat No. 3167, Wilton Road, Salisbury S.P.27 JQ, U.K.
6. Sri Binay Kumar, Son of Late Shiw Prasad, Resident at Keshav Apartment, King's Road Howrah- 1 and at present C/o M/S Shiw Prasad Ganga Prasad, 231M/2A & 23M/2B Piyaz Pasta, P.S.- Pasta, Kolkata- 700007.
7. Sri Shyam Prasad, Son of Late Shiw Prasad, C/o and residing at Mundar Sah Cold Storage Pvt. Ltd. at Khajpura, P.O.- Bihar, Veterinary College, P.S.- Shastri Nagar, Patna- 14.
8. Smt. Malti Devi, daughter of Late Shiw Prasad and Wife of Late Chandrika Prasad, C/o Ranjeet Chaurasia residing at 42/4 Tincauri Nath Bose Lane, Salakia, Howrah- 6.
9. Smt. Leela Devi, daughter of Late Shiw Prasad and Wife of Sri Narendra, Residing at Burdwan Compound, Lalpur, Ranchi.
10. Sri Manish Kumar, S/o Sri Shyam Prasad, C/o and residing at Mundar Sah Cold Storage Pvt. Ltd. at Khajpura, P.O.- Bihar, Veterinary College, P.S.- Shastri Nagar, Patna- 1.
11. Sri Ganga Prasad, Son of Late Mundar Sah, C/o Mundar Sah Cold Storage Pvt. Ltd. residing at Khajpura, Post Office- B.V. College, Police Station- Shastri Nagar, District- Patna, Bihar.
12. Sri Arun Kumar, Son of Sri Ganga Prasad, C/o Mundar Sah Cold Storage Pvt. Ltd. residing at Khajpura, Post Office- B.V. College, Police Station- Shastri Nagar, District- Patna, Bihar.
13. Sri Sanjiv Kumar, Son of Sri Ganga Prasad, C/o Mundar Sah Cold Storage Pvt. Ltd. residing at Khajpura, Post Office- B.V. College, Police Station- Shastri Nagar, District- Patna, Bihar.
14. Deepak Kumar, Son of Sri Ganga Prasad, C/o Mundar Sah Cold Storage Pvt. Ltd. residing at Khajpura, Post Office- B.V. College, Police Station- Shastri Nagar, District- Patna, Bihar.
15. Amit Prakash, Son of Sri Ganga Prasad, C/o Mundar Sah Cold Storage Pvt. Ltd. residing at Khajpura, Post Office- B.V. College, Police Station- Shastri Nagar, District- Patna, Bihar.

.... Respondents

=====

Appearance :

For the Appellant/s : Mr. Dr. Binay Kumar Singh



For the Respondent/s : Mr.
=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL JUDGMENT

Date: 18-04-2018

Heard Mr. Radha Mohan Pandey, learned counsel for the petitioner and Mr. Mahesh Narayan Parvat, learned Senior counsel for the respondent 1st Set plaintiffs.

In pursuance of the order dated 11.04.2018, Mr. Mahesh Narayan Parvat, learned Senior Counsel appearing on behalf of the respondent 1st set plaintiffs filed decree duly signed by the Presiding Officer in Title Suit No.177 of 2009. By the impugned order, the petition of the petitioner for impleading him as defendant along with his father in partition suit no.177 of 2009 has been dismissed.

Since the final decree has already been prepared, therefore, this Miscellaneous petition has become infructuous.

Accordingly, the same is dismissed. The petitioner, if so advised, may file petition for impleading him as defendant, in appeal in accordance with law.

(Prabhat Kumar Jha, J)

Amit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	19.04.2018
Transmission Date	NA

