

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.618 of 2018

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1. Suresh Bhagat son of Late Jokhan Bhagat resident of village Hiranman Bigha (Maraila) PO Walidad P.S. Mehandia, District Arwal.

.... Petitioner

Versus

1. Ganauri Bhagat
2. Mukhiya Bhagat Both sons of Late Bhuneshwar Bhagat
3. Bipal Bhagat son of Late Shyamlal Bhagat
4. Rajeshwar Bhagat
5. Komal Bhagat
6. Nandlal Bhagat all three sons of Bipat Bhagat all residents of Village Hiranman Bigha (Maraila) PO Walidad P.S. Mehandia, District Arwal.

.... Respondents

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Appearance :

For the Appellant/s : Mr. Diwakar Prasad Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 15-05-2018 Heard learned counsel for the petitioner.

The petitioner has filed this Civil Miscellaneous petition against the order dated 09.03.2018 passed by learned Sub-Judge-1, Arwal in Title Suit No.115 of 2012 by which the petition of the petitioner filed under Order 39 Rule 1 & 2 of C.P.C. for grant of status quo has been dismissed.

On the face of it, it appears that the order is appealable under Order 43 Rule 1(r).

Taking into consideration of this fact, learned counsel for the petitioner seeks permission to withdraw this Civil Miscellaneous petition with liberty to file appeal before the



appropriate court.

Prayer is allowed.

This Civil Miscellaneous petition is disposed of with liberty to the petitioner to file appeal before the appropriate court.

(Prabhat Kumar Jha, J)

Amit/-

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