

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3504 of 2017

In
Letters Patent Appeal No.761 of 2016

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1. Md. Israrul Haque @ Ishrazul Haque @ Ishrazul Haque and Ors S/o Late Md. Matin
 2. Md. Arshad Iqbal
 3. Md. Misbahul Haque Both Sons of Md. Israrul Haque
 4. Md. Faiz Rasool
 5. Nekhat Ara @ Rohi Both are son and daughter of Md. Israrul Haque, R/o Village Khandhauri, P.S. Jairampur Mor, District - Sheikhpura.

... .. Petitioners

Versus

1. The State of Bihar.
2. The Additional Member of Board of Revenue, Bihar, Patna.
3. The District Magistrate, Sheikhpura.
4. The Deputy Collector, Land Reforms (D.C.L.R.) Sheikhpura.
5. Khaja Gulamul Hasnain
6. Khaja Golamul Saklain
7. Md. Ezaj S/o Late Md. Sarfaraj
8. Nagina W/o Late Md. Sarfaraj
9. Nazhat Ara wife of Ishrarul Haque of Village - Kandhauri, P.S. - Jairampur, District - Sheikhpura.
10. Taraun Ara
11. Talat Ara
12. Niyamat Ara All daughters of Md. Ishrarul Haque of Village - Kandhauri, P.S. Jairampur More, District Sheikhpura.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr.Vinod Gautam, Advocate
For the Opposite Party/s : Mr.Nutan Sahay, AC to AAG-12

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 03-04-2019 Sri Vinod Gautam, learned counsel for the applicants

is permitted to stamp the application today itself. All other



defects stand ignored.

Having heard learned counsel for the applicants and learned counsel for the State of Bihar, we are satisfied that the affidavit discloses sufficient cause for not having attended the case on the date when the same was dismissed in default.

We, accordingly, allow the restoration application, recall the order dated 20.11.2017 and restore the Letters Patent Appeal No. 761 of 2016 to be heard on merit. It shall be listed before the appropriate Bench accordingly.

(Amreshwar Pratap Sahi, CJ)

(Rajeev Ranjan Prasad, J)

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