

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4994 of 2018

In
SECOND APPEAL No.229 of 2014

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Ram Bilash Chaudhary

... .. Petitioner/s

Versus

Satya Narayan Choudhary and Ors

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dronacharya
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 26-02-2019 Heard Mr. Dronacharya learned counsel for the
petitioner.

Learned counsel for the petitioner submits that
Second Appeal No. 229/2014 stood dismissed for default on
27.07.2015 due to non-compliance of the peremptory order
dated 13.07.2015. He further submits that due to inadvertence
the petitioner could not point out that defect no. 1 requires the
decree to be sent to the lower court for correction, but this fact
could not be pointed out to the Bench at the time of passing of
the order dated 13.07.2015.

Defects no. 3 and 4 has already been removed and
defect no. 2 is with regard to address of respondent no. 4 in the
memo of appeal.

Being satisfied with the reason given by the learned



counsel for the petitioner, the restoration petition is allowed.
Second Appeal No. 229/2014 is restored to its original file.

List this case on 14.03.2019 under the heading for
‘Office Notes’.

(Prabhat Kumar Jha, J)

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