

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL MISCELLANEOUS JURISDICTION No.252 of 2019**

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1. Ram Dayal Mahto, Son of late Sivnath Mahto, Resident of Village- Bisanpur Narayan @ Kethriya, P.S.-Dumra, District- Sitamarhi.
2. Baliram Mahto @ Baliram Bhagat, Son of Late Jagrup Mahto, Resident of Village- Barharwa, P.S.- Bajpatti, District- Sitamarhi.
3. Ram Sagar Mahto, Son of Bahadur Mahto, Resident of Village- Devipur, Post- Ratwara, P.S.- Bajpatti, District- Sitamarhi.
4. Chandradev Mahto, Son of Ramawtar Mahto, Resident of Village- Rampur Padori South, P.S. and District- Sitamarhi.

... .. Plaintiffs/Petitioners

Versus

1. Ram Bharosh Mahto, Son of late Jugeshwar Mahto resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
2. Jageshwar Mahto Son of late Yaddu Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
3. Rajdev Mahto, Son of late Yaddu Mahto, resident of Village-Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
4. Masomat Mantutiya, W/o Late Ram Lochan Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
5. Nirekhan Mahto, Son of late Ram Lochan Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
6. Ram Pravesh Mahto, Son of late Jugeshwar Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
7. Shyam Mahto, Son of late Jugeshwar Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
8. Ram Sikil Devi, Wife of late Jugeshwar Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
9. Mursani Devi, Wife of late Jugeshwar Mahto, resident of Village- Bisanpur Narayan@ Kethariya, Police Station-Dumra, District- Sitamarhi.
10. Sunar Devi D/o late Jugeshwar Mahto, and W/o Ram Kishor Mahto Resident of Village-Kachaharipur, P.S.- Bajpatti, District- Sitamarhi.
11. Sumitra Devi, Wife of late Jugeshwar Mahto and W/o Ram Karan Mahto Resident of Village- Dostpur, P.S. - Bathnaha, District- Sitamarhi.

..... Defendants/Respondents 1<sup>st</sup> Set

12. Ram Chandra Mahto, Son of late Foujdar Mahto, Resident of Village- Bishanpur Narayan @ Kethriya, Police Station- Dumra, District-Sitamarhi.
13. Ram Ratan Mahto Son of late Ramashis Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
14. Ram Sajiwan Mahto, Son of late Ramashis Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
15. Ram Sanehi Mahto, Son of late Ramashis Mahto, resident of Village-



- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
16. Ram Adhar Mahto, Son of late Ramashis Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
  17. Ram Binay Mahto, Son of late Ramashis Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
  18. Ram Singhasan Mahto Son of late Mohan Mahto resident of Village- Bisanpur Narayan@ Kethariya, Police Station-Dumra, District- Sitamarhi.
  19. Manoj Mahto, Son of late Mohan Mahto, resident of Village- Bisanpur Narayan @ Kethariya, Police Station-Dumra, District- Sitamarhi.
  20. Ram Kripal Mahto, Son of late Jagroop Mahto, Resident of Village- Barharwa, Police Station- Bajpatti, District- Sitamarhi.
  21. Jaiman Devi, D/o late Mohan Mahto, W/o Damodar Mahto, Resident of Village- Bara, Police Station- Parihar, District- Sitamarhi.
  22. Raman Devi, D/o late Mohan Mahto and W/o Ramprit Mahto, Resident of Village- Bara, Police Station- Parihar, District- Sitamarhi.
  23. Lalita Devi, D/o late Mohan Mahto and W/o Nagendra Mahto, Resident of Village- Bailhiya, P.S.- Bajpatti, District- Sitamarhi.

... .. Plaintiffs/Respondents 2<sup>nd</sup> Set

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**Appearance :**

For the Appellant/s : Mr. Anil Kumar, Advocate  
For the Respondent/s : Mr. Rakesh Ambastha, Advocate

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

2      18-04-2019                      After some arguments, Mr. Anil Kumar, learned counsel for the petitioners submitted that he may be permitted to withdraw the present application with liberty that they may file an application under Order 23 Rule 1 of the Code of Civil Procedure before the trial court.

Leave is granted.

The application is disposed of.

**(Ashwani Kumar Singh, J.)**

Sanjeet/-

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