

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.499 of 2019

Hemiya Devi, wife of Lakhan Yadav, resident of Village- Sugwaizdan, P.S.- Jhajha, Daughter of Prayag Yadav, son of Latru Yadav of Village- Pairgaha, P.S.- Jhajha, District- Jamui.

... .. Petitioner --- (Plaintiff-Appellant)
Versus

1. Dasrath Yadav @ Jhopar Yadav, son of Prayag Yadav, resident of Village- Pairgaha, P.O.- Sugwaudan, P.S. Jhajha, District- Jamui.
2. Yogendra Yadav, son of Late Baleshwar Yadav, resident of Village- Duhwa (Ram Nagar), P.O. and P.S.- Belhar, District- Banka.
3. Devali Devi wife of Tikan Yadav resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
4. Bishwanath Yadav son of Late Tekan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
5. Lakhan Yadav, son of Late Tekan Yadav resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
6. Pramod Yadav, son of Late Tikan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
7. Kuldip Yadav, son of Late Tekan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
8. Rukmani Devi, Daughter of Late Tekan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
9. Bhudhani Devi, Daughter of Late Tekan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
10. Sudamiya Devi, Daughter of Late Tekan Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
11. Shanker Yadav, son of Late Uchit Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
12. Rajendra Yadav, son of Huro Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
13. Smt. Keshiya Devi, wife of Brahmadeo Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
14. Maina Yadav, son of Late Bokal Yadav @ Dhokal Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
15. Dakhiya Devi, wife of Tilo Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
16. Rameshwar Yadav, son of Late Tilo Yadav, resident of Village- Pairgaha, P.S.- Jhajha, District- Jamui.
17. Kesho Yadav, son of Botal Yadav resident of Village- Bela, P.S. Belhar, District- Banka.
18. Gokul Yadav, son of Dhano Yadav, resident of Village- Bhikha, P.S.- Jhajha, District- Jamui.



19. Dasrath Yadav, son of Late Uchit Yadav, resident of Village- Paingaha, P.S. Jhajha, District- Jamui.
20. Ramdeo Yadav, son of Late Uchit Yadav, resident of Village- Paingaha, P.S. Jhajha, District- Jamui.
21. Puniya Devi, wife of Late Uchit Yadav, resident of Village- Paingaha, P.S. Jhajha, District- Jamui.
22. Shankar Yadav, son of Late Tetar Yadav, resident of Village- Duhwa, P.S. Belhar, District- Banka.

... .. Opposite Party-Defendants-Respondents

Appearance :

For the Petitioner : Mr. Indu Bhushan Prasad, Advocate
For the Respondents : Mr.

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL JUDGMENT

Date : 02-08-2019

This application under Article 227 of the Constitution of India has been filed by the petitioner for directing the learned Additional District Judge-1st, Jamui to dispose of Title Appeal No.16 of 2014 expeditiously.

2. It is submitted by the learned counsel for the petitioner that initially Title Appeal No.16 of 2014 was filed in the court of District Judge, Jamui, which, on transfer, came to the court of 3rd Additional District Judge, Jamui on 16.09.2016. The petitioner, who is plaintiff-appellant is regularly appearing, the defendants-respondents-opposite parties are evading to appear before the court. Even after publication in newspaper, the court below is not fixing the case for *ex parte* hearing and still the case is pending for appearance of the opposite parties.



3. Keeping in mind the submissions made above, the learned Additional District Judge-1st, Jamui is directed to dispose of the Title Appeal No.16 of 2014 on merits, in accordance with law, as early as possible, preferably within six months from the date of the order.

4. The application stands disposed of.

(Ashwani Kumar Singh, J.)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	05.08.2019
Transmission Date	NA

