

IN THE HIGH COURT OF JUDICATURE AT PATNA
SECOND APPEAL No.65 of 2006

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SYED SULTAN AHMAD

... .. Appellant/s

Versus

MD.VAKIL AHMAD

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Ramsuhawan Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

10 02-04-2019 This appeal has already been dismissed against Respondents No.1(a), 1(d) and 1(f) to 1(h). The office points out that whether the appeal shall be abated as a whole?

The plaintiff filed the suit for declaration that registered sale deed dated 16.05.1987, executed by Syed Manjurul Hasan, is forged, fabricated, collusive and void ab initio and as such not binding on the plaintiff and for declaration that the defendants have got no right and title over the land by virtue of such sale deed. The suit was allowed. The appeal preferred by the defendants was dismissed on 06.01.2006. The appellants are the defendants. If the appeal against some of the respondents such as Respondents No.1(a), 1(d) and 1(f) to 1(h) has already been dismissed, the appeal will not survive against other respondents as same and similar relief is sought against all the respondents.



In this view of the fact, the appeal as a whole shall stand dismissed.

(Prabhat Kumar Jha, J)

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