

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.893 of 2014

In

Civil Writ Jurisdiction Case No.13415 of 2006

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1. Md. Nurullah Son of Mojubur Rahman, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 2. Md. Ruhllah, Son of Mojibur Rahman, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 3. Hasisur Rahman, Son of Md. Mahiuddin, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 4. Md. Rijwan, Son of Md. Shakik, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 5. Md. Hashmi@ Md. Hasim, Son of Md. Mahiuddin Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 6. Mahiuddin, Son of Nabab, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 7. Isrile, Son of Shakik, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 8. Md. Lukman, Son of Sabir Hasan, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.
 9. Md. Rehan, Som of Ataur Rahman, Resident of Village- Sirisiya, P.O. Bhatwan, P.S. Hasanpur, District- Samastipur.

... .. Petitioners

Versus

1. The State Of Bihar
2. The District Magistrate, Samastipur, District- Samastipur.
3. The Circle Officer, Hasanpur, District- Samastipur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shakti Suman Kumar
For the Opposite Party/s : Mr.Ashok Kumar Keshri

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

5 02-08-2019 By an order, dated 09.01.2007, passed in C.W.J.C.

No. 13415 of 2006, the petitioners of the said writ application were required to remove defects by depositing deficit Court fee within peremptory time. For non-compliance of the said



peremptory order, the writ application stood dismissed in 2007.

For restoration of the said C.W.J.C. No. 13415 of 2006, the present application has been filed nearly seven years after dismissal of the writ application. The explanation, that the petitioners could not be communicated about the requirement of depositing the Court fee within time, is not at all convincing.

This application is accordingly dismissed.

It is, however, indicated that dismissal of the present restoration application will not come in way of the petitioners pursuing their claim before the respondents of C.W.J.C. No. 13415 of 2006.

(Chakradhari Sharan Singh, J)

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