

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1060 of 2018

1. Sanjeev Kumar Jha @ Sanjeev
2. Shyam Nandan Jha, both Sons of Shri Bishambhar Jha. both residents of Village- Madhpur, Post Office- Madhpur, Police Station Kamtoul, Circle- Sindhwarra, District- Darbhanga, State- Bihar, Pin Code- 847306.

... .. Petitioner/s

Versus

1. Satish Kumar Thakur, Son of Shri Mohan Thakur,
2. Nathuni Raut, Son of Late Kanchan Raut, Both residents of Village- Madhpur, Post Office- Madhpur, Police Station- Kamtoul, Circle- Sindhwarra, District- Darbhanga, State- Bihar, Pin Code- 847306.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Shyam Kishore Sinha, Advocate
Mr. Binod Kumar Gupta, Advocate
For the Respondent/s :

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 27-02-2020 At the very outset, learned counsel for the respondent raises a preliminary objection with regard to non-maintainability of the present petition under Article 227 of the Constitution in view of the remedy by way of revision available to the petitioner.

2. After some arguments, Mr. Shyam Kishore Sinha learned counsel for the petitioner accepts the aforesaid legal position and seeks permission to withdraw the petition with liberty to file an appropriate petition for redressal of his grievance.

3. Permission is accorded. The petition stands dismissed as withdrawn with the liberty aforesaid.

4. It is made clear that in case such a petition is filed,



the concerned authorities would have regard to the present proceeding being pursued by the petitioner while considering any issue relating to condonation of delay, if applicable.

(Vikash Jain, J)

Chandran/-

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