

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1769 of 2019

1. Krishna Deo Singh S/o Late Ram Bharosa Singh B-30 Anand Vihar, P.O.-
Bihar Veterinary College, P.S. Rupaspur, District-Patna.
2. Kailash Prasad S/o Late Thakur Alakh Narayan Singh Resident of Sabari
Nagar, P.O. Sahay Nagar, P.S.-Rupaspur, District-Patna.

... .. Petitioner/s

Versus

1. The Registrar General, Patna High Court Patna
2. Priyambada Wife of Kashi Nath Prasad Singh Resident of Flat No. 204-A,
Vishnu Enclave of Mohalla Shalimpur Ahra, Gali No.1, Police Station
Gandhi Maidan, District-Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Nagendra Rai, Advocate
For the Respondent No. 1	:	Mr.Satyabir Bharti, Advocate Mr.Abhimanyu.Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL JUDGMENT
Date : 16-01-2020

Heard learned counsel for the petitioners.

2. The petitioners are aggrieved by the correction in the
plaint of the suit by illegally incorporating the name of legal heir
of deceased defendant no. 1 without any order of the Court on his
petition dated 22.02.2019 for substitution of the said legal heir;
and for connected reliefs.

3. Learned counsel for the petitioners submits that in the
absence of any order of the learned Court below, the plaint of the
suit could not have been corrected incorporating the name of
Kailash Prasad as legal heir of defendant no. 1,Vidyut Lata
Kumari.

4. Learned counsel for the petitioners states that a petition
dated 10.05.2019 has been filed by them for dismissal of Title
Suit No. 80 of 2008 on the ground of perjury, which is still



pending before the court of Sub Judge II, Danapur.

5. Having heard learned counsel for the petitioners and on consideration of the materials on record, this Court is of the view that the present petition is premature, inasmuch as the petitioners have already filed a petition dated 10.05.2019 for redressal of their grievances and the same is admittedly pending.

6 In the above view of the matter, the petition is disposed of with liberty to the petitioners to approach this Court afresh after disposal of petition dated 10.05.2019 pending in Title Suit No. 80 of 2008 before the Court of Sub Judge II, Danapur.

(Vikash Jain, J)

Chandran/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	17.01.2020
Transmission Date	NA

