

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.445 of 2020

Suman Kumar Singh Son of Ramjeet Singh, resident of Village- Atarsua,
Pargana- Bara, P.s.- Siwan Muffasil, District- Siwan, at present residing at
Makhdum Sarai, Turha Toli, District- Siwan

... .. Petitioner/s

Versus

1. Most. Ramdei Kuwar Wife of Late Ramjanam Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
2. Jaiprakash Kumar, Son of Late Ramjanam Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
3. Rajendra Kumar, Son of Late Ramjanam Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
4. Rita Devi, Wife of Sri Madan Bhagat, Daughter of Late Ramjanam Bhagat, Resident of Village- Pukarra, P.S.- Mairwa, District- Siwan
5. Most. Ramawati Kuwar, Wife of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
6. Dilip Kumar, Son of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
7. Rajesh Kumar, Son of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
8. Nagendra Kumar, Son of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
9. Satyendra Kumar, Son of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
10. Sonu Kumar, Son of Late Ramcheej Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan
11. Rajdeo Bhagat, Son of Late Mewa Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan
12. Suresh Bhagat, Son of Late Rajaram Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan
13. Shanti Devi, Wife of Sri Parsuram Bhagat, Daughter of Late Rajaram Bhagat, Resident of Village- Pakauli, P.S.- Phulwariya, District- Gopalganj
14. Sunaina Devi, Wife of Ramakant Bhagat, Daughter of Late Rajaram Bhagat, Resident of Village- Pakauli, P.S.- Phulwariya, District- Gopalganj
15. Phul Kumari, Wife of Yogendra Bhagat, Daughter of Late Rajaram Bhagat, Resident of Village- Medhwar, P.S.- Gauraiya Kothi, District- Siwan
16. Most. Champa Kuwar, Wife of Late Mukurdhan Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
17. Parmatma Kushwaha, Son of Late Mukurdhan Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
18. Meena Devi, Daughter of Late Mukurdhan Bhagat, Wife of Chandrama Bhagat, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj,



District- Siwan.

19. Mahima Devi, Daughter of Late Mukurdhan Bhagat, Wife of Sanjay Prasad, Resident of Village- Santhu, P.s.- Aandar, District- Siwan
20. Siya Devi, Wife of Suman Kumar Singh, Resident of Village- Atarsua, Pargana- Bara, P.S.- Siwan Muffasil, District- Siwan
21. Ramlal Singh, Son of Late Ramjeet Singh, Resident of Village- Atarsua, Pargana- Bara, P.s.- Siwan Muffasil, District- Siwan
22. Surendra Kumar Singh, Son of Kapildeo Singh, Resident of Village- Renua, P.s.- Hussainganj, P.s.- Hussainganj, District- Siwan
23. Ashraf Ali, Son of Fulmohamad Miya, Resident of Village- Tetariya, P.s.- Hussainganj, District- Siwan
24. Idris Miya, Son of Majid Miya, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
25. Israil Miya, Son of Mosafir Miya, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
26. Reyaz Miya, Son of Late Aalamgir Miya, Resident of Village- Sidhwal, P.O.- Tetariya, P.S.- Hussainganj, District- Siwan.
27. Samulla, Son of Late Sahbaan Miya, Resident of Village- Tetariya, P.s.- Hussainganj, District- Siwan
28. Ishwar Bhagat, Son of Late Jaikishun Bhagat, Resident of Village- Arena, P.s.- Uchka Gaon, District- Gopalganj
29. Ram Swaroop Bhagat, Son of Late Jaikishun Bhagat, Resident of Village- Arena, P.s.- Uchka Gaon, District- Gopalganj
30. Shivji Bhagat, Son of Late Jaikishun Bhagat, Resident of Village- Arena, P.s.- Uchka Gaon, District- Gopalganj
31. Baban Bhagat, Son of Late Jagdev Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
32. Dinanath Bhagat, Son of Late Jagdev Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
33. Subash Bhagat, Son of Late Rambadan Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
34. Basistha Bhagat, Son of Late Rambadan Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
35. Baliram Bhagat, Son of Late Pujan Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
36. Satyanarayan Bhagat, Son of Late Pujan Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
37. Umesh Bhagat, Son of Late Kailasho Devi and Sakaldeo Bhagat, Resident of Village- Gothi, P.s.- Aandar, District- Siwan
38. Ramesh Bhagat, Son of Late Kailasho Devi and Sakaldeo Bhagat, Resident of Village- Gothi, P.s.- Aandar, District- Siwan
39. Vakil Bhagat, Son of Late Kailasho Devi and Sakaldeo Bhagat, Resident of Village- Gothi, P.s.- Aandar, District- Siwan



40. Baby Devi, Wife of Sati Bhagat, Daughter of Sakaldeo Bhagat, Resident of Village- Gothi, P.s.- Aandar, District- Siwan
41. Sakaldeo Bhagat, Son of Late Rajpati Bhagat, Resident of Village- Gothi, P.s.- Aandar, District- Siwan
42. Sona Devi, Wife of Sri ram Bhagat, Daughter of Biranjan Bhagat, Resident of Village- Nauwadih, P.s.- Aandar, District- Siwan
43. Rajendra Bhagat, Son of Late Nathuni Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
44. Santosh Kumar, Son of Rajendra Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
45. Sri Kishun Bhagat, Son of Rajendra Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
46. Meera Devi, Wife of Prabhakar Bhagat, Daughter of Rajendra Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
47. Rabri Kumar (minor), under the guardianship of their father Rajendra Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
48. Ravishankar Kumar (minor), under the guardianship of their father Rajendra Bhagat, Resident of Village- Kusaundhi, P.s.- Mirganj, District- Gopalganj
49. Most. Phulwati Kuwar, Wife of Late Pujan Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
50. Rangila Bhagat, Son of Late Jaishree Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
51. Hridyanand Bhagat, Son of Late Jaishree Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
52. Gautam Bhagat, Son of Late Jaishree Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
53. Champa Devi, Wife of Late Ramchhabila Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan
54. Manoj Bhagat, Son of Late Ramchhabila Bhagat, Resident of Village- Sidhwal, P.s.- Hussainganj, District- Siwan

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh
For the Respondent/s : Mr.Ranjan Kumar Dubey

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

3 22-11-2021 Heard learned counsel for the petitioners as well as
learned counsel for the respondents.



Vide order dated 16.08.2019, the learned lower court has allowed the amendment petition and while allowing the petition, the learned Trial Court has mentioned in the impugned order that the sought amendment was of formal nature.

The learned counsel for the petitioners has submitted that the petition for amendment was filed at the belated stage and the case is going to be delayed.

I am not in agreement with the learned counsel. The amendment petition was allowed and by this civil miscellaneous application, the case before the learned court is going to be delayed. Under these circumstances, this civil miscellaneous application is dismissed with the direction to the learned lower court to expedite the matter.

This Court would expect that the petitioner's Counsel would honour his undertaking in the instant proceedings regarding supply of requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

(Nawneet Kumar Pandey , J)

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