

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2863 of 2016

In
Civil Writ Jurisdiction Case No.20391 of 2011

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Prakash Prasad Yadav Son of Late Ramji Prasad Yadav, Residents of Village-
Sare, P.S.- Sare, District- Nalanda, presently residing at Nagadah, P.S.
Muffasil, District- Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary
2. The Collector, Begusarai.
3. The Director, Employment and Training, Government of Bihar, New
Secretariat, Patna.
4. The Accountant General, Government of Bihar, Birchand Patel Marg, Patna.
5. The District Accountant Officer, Begusarai.
6. The Principal, Industrial Training Institute, Begusarai.
7. The District Provident Fund Officer, Begusarai.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kumar Singh, Advocate
For the Opposite Party/s : Mrs. Binita Singh, SC-28

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL JUDGMENT
Date : 09-12-2021

Re: I.A. No. 1 of 2019

The instant Interlocutory Application has been filed
for substitution of the original petitioner namely Shri Prakash
Prasad Yadav, son of Late Ramji Prasad Yadav, who expired on
17.08.2018 leaving behind the following legal heir:-

“ i) Mahapati Devi, Aged 58 Years, Female, W/O Late



Prakash Prasad Yadav, residing at Ward No. 13, Nagdh, P.S.-
Mufassil, District-Begusarai.”

Having heard learned counsel for the parties as also
perused the record, I allow the Interlocutory Application and
direct that the aforesaid legal heir of the original petitioner
namely Mahapati Devi, Aged 58 Years, Female, W/O Late
Prakash Prasad Yadav, residing at Ward No. 13, Nagdh, P.S.-
Mufassil, District-Begusarai be substituted in place of the
original petitioner.

Registry to make necessary correction in the cause
title of both the digital as also the physical file.

Re: M.J.C. No. 2863 of 2016

The instant petition stands filed for restoration of
CWJC No. 20391 of 2011, titled as Prakash Prasad Yadav Vs.
The State of Bihar & Ors., which stood dismissed for non-
prosecution, vide order dated 03.12.2015, passed by a
coordinate Bench of this Court.

The instant petition for restoration was filed
immediately and cause sufficient enough emanates therefrom.

For the reasons assigned, the application is allowed.
The order dated 3rd of December, 2015 passed in CWJC No.
20391 of 2011, titled as Prakash Prasad Yadav Vs. The State of



Bihar & Ors., is recalled and the petition is restored to its original number and position.

(Sanjay Karol, CJ)

P.K.P./Amrendra

AFR/NAFR	
CAV DATE	
Uploading Date	10.12.2021
Transmission Date	

