

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.4562 of 2018

In

CIVIL REVISION No.421 of 2005

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1. Vinod Singh, Son of Late Raja Singh, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 2. Mostt. Duleshara Devi, W/o Late Raja Singh, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 3. Amar Singh @ Amar Babua Son of Late Raja Singh, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 4. Shri Gobind Yadav S/o Balmuni Yadav, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 5. Kamla Yadav, son of Sheodani Yadav resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 6. Shri Bhagwan Yadav, Son of Sheodani Yadav, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 7. Sharma Yadav S/o Gobind Yadav, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
 8. Dewanti Devi W/o Goari Shanker Singh, Resident of Village- Henuthha, P.S.- Kargahar, District- Rohtas.
 9. Nen Kumari Devi, W/o Rajnath Singh, Resident of Sohiyan, P.S.- Shahpur, District- Bhojpur.

... .. Petitioner/s

Versus

1. Jagdamba Mahto, Son of Late Ripu Mahto, Resident of Village- Manshi dehari, P.S.- Dinara, District- Rohtas.
2. Lal Mohar Choubey, S/o Late Ram Sakal Choubey. residents of Village Asian, P.S.- Dinara, District- Rohtas.
3. Vijay Shree Kuer W/o Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
4. Rajendra Choubey, Son of Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
5. Gajendra Choubey Son of Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
6. Ashok Choubey, Son of Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
7. Arbind Choubey Son of Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
8. Amreth Choubey, Son of Late Ram Ashish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.



9. Radhika Kuer W/o Late Sheo Muni Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
10. Narad Choubey, Son of Harbansh Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
11. Basishth Choubey, Son of Harbansh Choubey residents of Village Asian, P.S.- Dinara, District- Rohtas.
12. Shri Choubey Son of Lal Mohar Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
13. Malika Choubey, Son of Jagdish Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
14. Basmato Kuer, W/o Late Shyamlal Koiri, residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
15. Salendra Mahto, Son of Late Shyamlal Kotri. residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
16. Chitranjan Mahto Son of Late Shyamlal Kotri residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
17. Akhilesh Mahto Son of Late Shyamlal Kotri, residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
18. Dhanjee Mahto Son of Late Shyamlal Kotri, residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
19. Anil Mahto, Son of Late Shyamlal Kotri, residents of Village Munsii Dehari, P.S.- Dinara, District- Rohtas.
20. Hirdaya Mishra, Son of Shyam Sunder Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
21. Prabhakar Mishra Son of Shyam Sunder Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
22. Mostt. Salehara Kuer W/o Late Albela Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
23. Dadan Mishra, Son of Late Albela Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
24. Kamal Narain Mishra Son of Late Albela Mishra residents of Village Asian, P.S.- Dinara, District- Rohtas.
25. Main Mishra Son of Late Albela Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
26. Janardan Mishra, Son of Late Kapildeo Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
27. Aterbaso Devi, W/o Kapildeo Mishra residents of Village Asian, P.S.- Dinara, District- Rohtas.
28. Birja Mishra, Son of Late Banshidhar Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
29. Lallan Mishra, Son of Late Banshidhar Mishra residents of Village Asian, P.S.- Dinara, District- Rohtas.
30. Uma Shanker Mishra S/o Hirday Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.
31. Baban Mishra Son of Albela Mishra, residents of Village Asian, P.S.- Dinara, District- Rohtas.



32. Monako Kuer, W/o Late Akbal Ojha, Resident of Mau Dihara, P.S.- Natwar, District- Rohtas.
33. Singasana Devi W/o Late Ramayan Choubey. residents of Village Asian, P.S.- Dinara, District- Rohtas.
34. Baban Choubey, Son of Late Ramayan Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
35. Madan Choubey, Son of Late Ramayan Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
36. Murari Choubey, Son of Late Ramayan Choubey, residents of Village Asian, P.S.- Dinara, District- Rohtas.
37. Lalan Choubey, Son of Late Ramayan Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
38. Preamo Devi, W/o Late Bhukhan Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
39. Nipura Kuer W/o Late Indradeo Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
40. Narendra Choubey, Son of Late Indradeo Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
41. Sheo Mangal Choubey, Son of Late Jag Mohan Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
42. Nagina Choubey, Son of Late Nathuni Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
43. Mostt. Kumari Devi, W/o Late Jhigori Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
44. Satendra Choubey, Son of Late Jhigori Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
45. Vijay Choubey, Son of Late Jhigori Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
46. Sailee Choubey, Son of Late Jhigori Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
47. Upendra Choubey Son of Late Jhigori Choubey, R/o Village- Asian, P.S.- Dinara, Distt.- Rohtas.
48. Ramiya Devi, Wife of Anil Tiwary, Resident of Village Jagatpur, P.S.- Kargahar, District- Rohtas.
49. Munna Koiri, Son of Ramlagan Mahto, Resident of Village- Mansidihari, P.S.- Dinara, District- Rohtas.
50. Harihar Koiri Son of Late Tawakal Koiri resident of Village- Mansidehari, P.S.- Dinara, District- Rohtas.
51. Lalan Koiri Son of Late Tawakal Koiri resident of Village- Mansidehari, P.S.- Dinara, District- Rohtas.
52. Bhuneshwar Koiri Son of Late Tawakal Koiri resident of Village- Mansidehari, P.S.- Dinara, District- Rohtas.
53. Most. Isimnalum W/o Late Kuar Koiri resident of Village- Mansidehari, P.S.- Dinara, District- Rohtas.
54. Kirit Singh Yadav, Son of Late Dukhi Singh Yadav, resident of Village- Asian, P.S.- Dinara, District- Rohtas.



55. Mostt. Isimlamalum W/o Late Yamuna Singh, resident of Village- Asian, P.S.- Dinara, District- Rohtas.
56. Sita Ram Pandey Son of Vijay Panday Resident of Village- Sahuar, P.S.- Karagahar, Distirt- Rohtas.
57. Sudama Pandey, Son of Ramjogi Pandey Resident of Village- Sahuar, P.S.- Karagahar, Distirt- Rohtas.
58. Akalu Pandey Son of Ramjogi Pandey, Resident of Village- Sahuar, P.S.- Karagahar, Distirt- Rohtas.
59. Nand Kishore Pandey S/o Shri Niwash Pandey, Resident of Village- Sahuar, P.S.- Karagahar, Distirt- Rohtas.
60. Kalawati Kuer W/o Late Lal Mohar Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
61. Vijay Shanker Mishra, Son of Late Lal Mohar Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
62. Prabhu Deshwar Mishra, Son of Late Lal Mohar Mishra. resident of Village Asian, P.S.- Dinara, District- Rohtas.
63. Kesho Mishra Son of Hardwar Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
64. Ramji Mishra Son of Late Subhag Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
65. Parash Nath Mishra Son of Late Subhag Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
66. Parsuram Mishra Son of Late Subhag Mishra resident of Village Asian, P.S.- Dinara, District- Rohtas.
67. Ramjeet Mishra, Son of Late Subhag Mishra resident of Village Asian, P.S.- Dinara, District- Rohtas.
68. Rabindra Mishra @ Chutlu Mishra. Son of Late Ram Ashish Mishra. resident of Village Asian, P.S.- Dinara, District- Rohtas.
69. Munna Mishra Son of Late Ram Ashish Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
70. Rabindra Mishra @ Chutlu Mishra, Son of Late Ram Ashish Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
71. Munna Mishra Son of Late Ram Ashish Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
72. Rama Kant Mishra Son of Kesho Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.
73. Uma Kant Mishra, Son of Kesho Mishra, resident of Village Asian, P.S.- Dinara, District- Rohtas.

... .. Opposite Party/s

Appearance :

For the Petitioners : None
For the Opposite Party :

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER



4 11-11-2022 This application has been filed for restoration of
Civil Revision No. 421 of 2005.

This civil revision application was preferred against the order dated 29.11.2004 passed by 5th Additional District Judge, Rohtas at Sasaram in Title Appeal No. 31 of 1984.

No one appears for the petitioners.

On 15.11.2019, the defects were pointed out by the office but no one had appeared for the petitioners. Accordingly, the petitioners were granted four weeks time to remove the defects. No purpose will be served by keeping this application pending.

This application is dismissed with a liberty to the petitioners to file a fresh application in accordance with law, if the cause of action still survives and Title Appeal No. 31 of 1984 is still pending. The limitation in filing the second application will be considered in view of the pendency of Civil Revision No. 421 of 2005 and the restoration application.

With the aforesaid observation and direction, this application is dismissed.

(Sandeep Kumar, J)

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