

IN THE HIGH COURT OF JUDICATURE AT PATNA
SECOND APPEAL No.519 of 1991

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Bhairab Nath Choudhary Son of Late Sudhakar Choudhary Resident of
Village-Pothia, Police Station-Sanhaula, District-Bhagalpur.

... .. Appellant/s

Versus

1. State of Bihar, through the Collector, Bhagalpur,
2. Bijoy Krishna Thakur Son of Ganesh Thakur Resident of Village-Sarbhangra,
Police Station-Mahgama, District-Bhagalpur.
3. Sudhansu Kumar Choudhary Son of Digambar Kumar Choudhary, Resident
of Village-Pothia, Police Station-Sanhaula, District-Bhagalpur.

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Ranjit Sahay, Advocate
For the Respondent/s	:	Mr. Prameshwar Pd.Harisan, Advocate
For the Respondent No.3:		Mr. Dharendra Nath Jha, Advocate
		Mr. R.K. Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

16 17-10-2022 A supplementary affidavit on behalf of the

respondent no.3 has been filed informing that the sole appellant,

Bhairab Nath Choudhary has already died on 11.01.2016 and in

this regard, he has filed the copy of death certificate.

Learned counsel for the respondent no.3 submits

that he has already informed about the death of the sole

appellant which is reflected in order dated 16.12.2021 but

substitution petition has not been filed in this regard and no one

is appearing on behalf of the appellant.

Despite repeated call, no one appears on behalf of

appellant.



It appears from the record that despite given sufficient opportunities, no one is appearing on behalf of the appellant which also reflects from the orders dated 13.12.2019, 16.12.2021, 23.06.2022, 04.08.2022 & 30.08.2022.

Accordingly, this Second Appeal is dismissed for non-prosecution.

(Sunil Dutta Mishra, J)

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