

IN THE HIGH COURT OF JUDICATURE AT PATNA
FIRST APPEAL No.130 of 1980

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Deo Kr. Sinha, s/o Ramjiwan Singh of village Satparsi, P.S. Masaurhi,
District-Patna Appellant/s

Versus

1. Rajkuar Devi, widow of Ram Briksh Singh deceased
2. Ramjiwan Singh, son of Shyam Lall Singh deceased
3. Ambika Prasad son of Ramjiwan Singh
4. Dwarika Singh
5. Mundrika Singh, both son of Keshwar Singh deceased
6. Prabhu Lal Singh
7. Prem Das Singh
8. Mithila Sharan Singh, all sons of Ram Bishun Singh deceased
9. Sri Chandradeo Singh s/o Prem Das Singh
10. Srimati Urmila Devi w/o Chandradeo Singh
11. Smt.Shital Kuer w/o Premdas Singh
All residents of village Satparsi P.S. Dhanarua, District Patna
12. Balchand Yadav son of Rohan Gope deceased
Resident of village Chanaki P.S. Dhanarua, District Patna
13. Srimati Kusum Devi w/o Sadhu Saran Singh deceased
Resident of Village Rampur P.S. Dhanarua District Patna At present
Assistant Teacher, Government Basic School, Bara Patluka, P.O. Bara
Patluka, District-Patna
14. Sri Deo Narayan Singh s/o Late Ram Dewan Singh
15. Sri Ram Bujhawan Singh s/o Banwari Singh deceased
16. Sri Ram Balli Singh s/o Shri Kamla Sharan Singh deceased
17. Sri Mouji Lal Singh
18. Sri Naubind Singh, both sons of Ram Dass Singh deceased
19. Anup Singh
20. Rajeshwar Singh
21. Sudheshwar Singh, all sons of Ramdeo Singh deceased
22. Sri Daharu Singh son of Raghuni Singh, deceased
All residents of village Satparsi, P.S. Dhnrarua, District-Patna.....
Respondent No. 15 at present Lecturer in B.N. College and Respondent no.
16 working as a fireman in Eastern Railway Junction Patna, Patna

... .. Respondents

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Appearance :

For the Appellant/s : Mr. Chinta Haran Singh, Advocate
For the Respondent/s : Mr. Suresh Prasad Sah @ Baranwal, Advocate

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

17 26-06-2023 *Vide* order dated 20.01.2020, office was directed to
issue notice to the appellant as well as remaining respondents.

Office has reported that direct notices were issued
upon the sole appellant as well as respondent nos. 1 to 4 and 6
to 22 through speed post with A/D.

Office has further reported that notice on respondent
no. 21 has been validly served. However, undelivered speed post
in respect of the sole appellant and respondent nos. 1 to 4, 6 to
11, 13 to 19 and 22 have been received with the report of the
postal peon that the aforesaid appellant and respondents have
died.

Learned counsel for the respondent no. 5 submits that
respondent no. 12 has also died.

There is no application on behalf of the sole deceased
appellant as well as on behalf of the deceased respondents for
substituting their heirs in their places.

In the aforesaid facts and circumstances, the appeal
has abated and is dismissed as such.

(Khatim Reza, J)

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