

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.5199 of 2013

In
Civil Writ Jurisdiction Case No.9327 of 2002

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Sri Hriday Ray S/O Late Sheojatan Ray Resident Of Village- Panwato,
Mithila Co- Operative B, Rajiv Nagar, Road No. 9, Last, P.S- Digha, District-
Patna, Bihar.

... .. Petitioner/s

Versus

1. The Chairman Bihar State Housing Board, Patna and Ors.
2. The Managing Director Bihar State Housing Board, 6, Mangles Road, Patna.
3. The Estate Officer Bihar State Housing Board, 6, Mangles, Road, Patna
4. The Executive Engineer Division- 3, Bihar State Housing Board Having His
Office Of Bahadurpur, Patn

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Awadhesh Kumar Mishra, Advocate
For the Opposite Party/s :	Mr. Rabindra Kumar Priyadarshi, Advocate
	Mr. Anil Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
and
HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR)

4 13-04-2023 Heard Mr. Awadhesh Kumar Mishra, learned

Advocate for the petitioner and Mr. Rabindra Kumar

Priyadarshi for the State.

The writ petition preferred by the petitioner (CWJC
No. 9327 of 2002) was tagged along with two other writ
petitions and three LPA's.

The learned counsel for the petitioner submits that
because of the tagging of the writ petition filed by him with



other LPA's and writs, the same could not be marked and therefore, it was dismissed on 31.07.2013 for non-appearance.

The learned counsel for the petitioner further submits that no sooner was it found that the petition was dismissed for non-prosecution, MJC petition also was filed in the year 2013 only which has come up today for consideration.

There would be no need of issuing notice as counsel for the Bihar State Housing Board Mr. Rabindra Kumar Priyadarshi is present.

For the reasons stated in the application, the prayer is allowed.

The writ petition is restored to its original file.

(Ashutosh Kumar, J)

(Harish Kumar, J)

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