

IN THE HIGH COURT OF JUDICATURE AT PATNA
SECOND APPEAL No.70 of 2011

1. Gyani Yadav, son of Achho Yadav alias Achhe Yadav.

2. Jay Jay Ram Yadav

3. Hare Ram Yadav

Both sons of late Kamal Yadav.

4. Most. Sita Devi wife of late Kamal Yadav.

5. Durga Devi.

6. Gayatri Devi.

Both daughters of late Kamal Yadav.

All residents of village Gobargarha, Police Station and District
Saharsa.

... .. Defendants/Appellant/s

Versus

1. Chit Narayan Yadav

2. Maheshwar Yadav

3. Rajo Yadav

All sons of late Thithar Yadav

4. Kishore Yadav alias Kisho Yadav

5. Birendra Yadav

6. Bijal Yadav

7. Kudo Yadav

Nos. 4 to 7 sons of late Bhubneshwar Yadav

8. Shivo Yadav son of late Raudi Yadav

9. Chandeshwari Yadav, son of late Rasiya Mandal alias Raso Yadav

10. Deo Narayan Yadav

11. Bhupendra Yadav

12. Surya Narayan Yadav

Nos. 10 to 12 sons of late Gosai Yadav

13. Shukho Yadav

14. Rajendra Yadav

15. Yogendra Yadav

16. Gajendra Yadav

Nos. 13 to 16 sons of late Dahu Yadav

17. Shambhu Yadav son of late Paro Yadav

18. Bano Yadav

19. Raja Ram Yadav

20. Ramesh Yadav

sons of late Agamlal Yadav

21. Most. Sahogiya Devi wife of late Agamlal Yadav

22. Rekha Devi daughter of late Agamlal Yadav and wife of Yogendra Yadav

23. Sulekha Devi daughter of late Agamlal Yadav and wife of Arbind Yadav

24. Naulekha Devi daughter of late Agamlal Yadav and wife of Bechan Yadav



All residents of village Gobargarha, Police Station and District
Saharsa.

... Plaintiffs/Respondents/Respondents
1st party.

25. Maheshwar Jha son of late Bhubneshwar Jha
26. Most Kiran Jha wife of late Avinash Jha, son of late Bhubneshwar Jha
27. Bhagwati Jha son of late Fuleshwar Jha

All residents of village Okahi alias Dorma, Police Station Bihra, District
Saharsa.

...Defendants/Respondents/Respondents 2nd party.

Appearance :

For the Appellant/s : None

For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

6 12-09-2023 No one is present on behalf of the appellants.

2. It appears from the record that earlier this appeal had been dismissed for non-compliance of the order of the Court dated 15.10.2012 regarding removal of stamp report defects. However, the instant appeal has been restored to its original file vide order dated 05.08.2022 in M.J.C. No. 1615 of 2016.

3. Vide order dated 31.07.2023, on prayer, learned counsel for the appellants was granted four weeks time for removal of the defects and it was clarified that if the defects were not removed within the stipulated period, this appeal would be dismissed.

4. The Office Report dated 30.08.2023 states that the



defect Nos. 1 to 5 vide S.R. dated 15.02.2011 have not been removed despite the aforesaid order. No one is present on behalf of appellants. Accordingly, this appeal is dismissed for non-prosecution/non-compliance.

(Sunil Dutta Mishra, J)

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