

78IN THE HIGH COURT OF JUDICATURE AT PATNA
FIRST APPEAL No.250 of 1999

SHIV SHANKER SINGH and ORS Appellants
Versus
DEORAJ SINGH Respondent

Appearance :
For the Appellant/s : Mr. Jitendra Pandey, Advocate
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 01-02-2023 Mr. Jitendra Pandey, learned counsel for the appellants

submits that despite his best efforts, the appellants are not showing any
interest in pursuing this first appeal by giving appropriate instruction. In
that view of the matter, he would withdraw himself from this case.

The office has pointed out that in view of the order dated
04.01.2023, the lower court records has been called for from learned
Sub-Judge-IV, Danapur but the same has not been received as yet.

It appears on perusal of the order dated 04.01.2023 that even
the memo of appeal of this case is not available. Learned counsel for the
appellants submits that he would not be in a position to take any step for
reconstruction of the records because his clients are not responding.

Taking note of the aforesaid facts, this Court is constrained
to dismiss the appeal for non-prosecution at this stage.

(Rajeev Ranjan Prasad, J)

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