

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5793 of 2012

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Md. Nisar Md. Nisaruddin son of Md.Alimuddin Resident of village-
Bakarpur, Police Station- Mufassil, District- Munger.

... .. Petitioner/s

Versus

1. Md. Afsar son of Md. Salim Resident of village- Bakarpur, P.S. Mufassil
Munger, District-Munger
2. Aurangzeb @ Aurangaib
3. Md. Zabir @ Md. Jabir
4. Md. Manzoor

All son of Md. Alimuddin, Resident of village-Bakarpur, P.S.-Mufassil,
District-Munger

.. ... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Sajid Salim Khan
For the Respondent/s	:	Mr.Raj Kumar Choudhary

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 13-02-2023 The present writ petition has been filed
challenging the order dated 18.10.2008, passed by
the learned Additional District Judge, Fast Track
Court III Munger in Probate Case No. 12/2002,
whereby and whereunder though the prayer of the
petitioner for getting the signature re-examined by
another handwriting expert has been allowed,
however, a cost of Rs. 500/- has been awarded
against the petitioner on account of the petitioner
having made such prayer at a stage when the case
had been fixed for final argument.

It is fairly admitted that now, much water



has flown, since the passing of the impugned order dated 18.10.2008 and the cost awarded by the learned trial court being trivial in nature, the present writ petition has probably lost its efficacy, thus, it is submitted that the present writ petition be disposed off, however, without prejudice to the rights and contentions of the petitioner.

Accordingly, the present writ petition stands disposed off as having lost its efficacy on account of efflux of time, however without prejudice to the rights of the petitioner.

(Mohit Kumar Shah, J)

Ajay/-

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