

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.2097 of 2017

Alpana See Shee @ Gopa Devi Wife of Sri Nimayee Kumar See Resident of Mohalla- Belbanwa, Motihari, P.S. Motihari Town, District East Champaran.

... .. Petitioner/s

Versus

1. Subir Kumar @ Raju and Ors Son of late Nimayee Kumar See Resident of Mohalla- Belbanwa, P.O. Motihari, P.S. Motihari town, District East Champaran.
2. Mitali Chatterjee @ Mamta Chatterjee Wife of Sri Uttam Chatterjee , Daughter of late Nimayee Kumar See Resident of Mohalla- Dashashmegh, P.O. Varanasi, District- Varansi U.P.
3. Kakoli Krishna Wife of Sri Vinay Krishna @ Guddu Resident of Mohalla- Belbanwa, P.O. Motihari, P.S. Motihari town, District East Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 21-09-2023 Heard the parties.

2. This application has been filed for quashing the order dated 18.11.2017 passed in Title Suit No. 467 of 2003 by which the learned Sub-Judge-X, Motihari East Champaran the petition dated 07.11.2017 for recalling the order dated 09.10.2017 for closing the evidence of the the defendants has been rejected.

3. I have considered the submissions of the parties and in the interest of justice the petition dated 07.11.2017 is allowed.

4. The defendant is allowed to be cross-examined within a month from the date of receipt/communication of a copy of this order.



5. The defendant i.e. the petitioner will appear in the Court below for cross-examination on 09th of October, 2023 and the cross-examination must be concluded on the same day.

6. Thereafter, without granting any adjournment, the concerned Sub-Judge is directed to decide the case within two months after hearing both the parties and file a compliance report in this Court.

7. With the aforesaid directions, this application is disposed of.

(Sandeep Kumar, J)

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