

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1393 of 2022

In
Civil Writ Jurisdiction Case No.20348 of 2021

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Gopeshwar Kumar Ghosh Son of Late Yogeshwar Ghosh Resident of Mohalla- Rasulpur Khurd, Tola- Allalpatti Ward No. 27, P.S.- D.M.C.H., District- Darbhanga (Bihar) presently resident of Ward No. 17 Near Old Post Office, Station Road, Suratganj, P.S.- Madhubani Sadar, District- Madhubani (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar through Collector of the District Darbhanga.
2. The Collector, Darbhanga.
3. The Sub-Division Officer (S.D.O.) Sadar, Darbhanga.
4. The Darbhanga Municipal Corporation through its Municipal Commissioner, Darbhanga.
5. The Municipal Commissioner, Darbhanga.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Shashi Nath Jha, Advocate
For the Opposite Party/s	:	Mr.Abbas Haider (SC 6)
For D.M.C.	:	Mr. Bindhyachal Rai, Advocate

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
and
HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH)

3 05-04-2023 The present petition has been filed for restoration of a writ petition bearing C.W.J.C. no. 20348 of 2021, which has stood dismissed on account of non-prosecution by an order dated 26.07.2022.

The learned counsel for the petitioner submits that since the counsel for the petitioner was engaged in another Court, he could not appear when the case was called out for



hearing, thus, a sympathetic view be taken and the aforesaid writ petition be restored to its original file.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner as also taking into account the averments made in the present petition, we deem it fit and appropriate to restore the aforesaid writ petition bearing C.W.J.C. no. 20348 of 2021 to its original file.

The present petition stands allowed.

(Mohit Kumar Shah, J)

(Shailendra Singh, J)

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