

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.757 of 2023

Ahmad Mian, Son of Ainul Mian, Resident of Village- Bijbania, P.O.-
Mushahari, P.S.- Chanpatia (Sanichari), District- West Champaran.

... .. Petitioner/s

Versus

1. Serajul Mian, Son of Subedar Mian Resident of Village- Bijbania, P.O.-
Mushahari, P.S.- Chanpatia (Sanichari), District- West Champaran.
2. Manzoor Alam, Son of Serajul Mian Resident of Village- Bijbania, P.O.-
Mushahari, P.S.- Chanpatia (Sanichari), District- West Champaran.
3. Mansoor Alam, Son of Serajul Mian Resident of Village- Bijbania, P.O.-
Mushahari, P.S.- Chanpatia (Sanichari), District- West Champaran.
4. Ishaqul Mian, Son of Adalat Mian Resident of Village- Bathuwarua, Police
Station- Chanpatia, District- West Champaran.
5. Kalam Mian, Son of Ishahaque Mian Resident of Village- Bathuwarua,
Police Station- Chanpatia, District- West Champaran.
6. Allauddin Mian, Son of Ishahaque Mian Resident of Village- Bathuwarua,
Police Station- Chanpatia, District- West Champaran.
7. Reena Khatoon, Daughter of Ishahaque Mian Resident of Village-
Bathuwarua, Police Station- Chanpatia, District- West Champaran.
8. Idani Khatoon, Daughter of Ishahaque Mian, Wife of Ali Hussain Resident
of Village- Puraina, Police Station- Jogapatti, District- West Champaran.
9. Maimulla Khatoon, Daughter of Late Subedar Mian, Wife of Jalil Mian
Resident of Village- Majhauwa, Post Office- Parsauni, Police Station-
Chautarwa, District- West Champaran.
10. Jalil Mian, Son of Sahabuddin Mian Resident of Village- Majhauwa, Post
Office- Parsauni, Police Station- Chautarwa, District- West Champaran.
11. Ash Mohammad Mian, Son of Wakil Mian Resident of Village- Bathuwarua,
Post Office- Makari, Police Station- Chautarwa, District- West Champaran.
12. Ahmad Mian, Son of Wakil Mian Resident of Village- Bathuwarua, Post
Office- Makari, Police Station- Chautarwa, District- West Champaran.
13. Doabni, Daughter of Wakil Mian, Wife of Allauddin Mian Resident of
Village- Machhargawa Darwalia, Post Office- Machhargawa, Police Station-
Jogapatti, District- West Champaran.
14. Saibun, Daughter of Late Wakil Mian, Wife of Wakil Mian Resident of
Village- Parsauni, Post Office- Makari, Police Station- Chautarwa, District-
West Champaran.
15. Marchhia Khatoon, Daughter of Ash Mohammad, Wife of Islam Resident of
Village- Karamwa, Post Office- Sugauli, Police Station- Majhauria, District-
West Champaran.
16. Rasool Bano, Daughter of Ash Mohammad, Wife of Nazir Mian Resident of
Village- Bhogadi Surahi Tola, Post Office- Harpur, Police Station-
Majhauria, District- West Champaran.



17. Thag Mian, Son of Jawahir Mian Resident of Village- Majhauwa, Post Office- Parsauni, Police Station- Chautarwa, District- West Champaran.
18. Rahim Mian, Son of Jawahir Mian Resident of Village- Majhauwa, Post Office- Parsauni, Police Station- Chautarwa, District- West Champaran.
19. Roop Rano Khatoon, Wife of Gaffur Mian Resident of Village- Bathuwarua, Post Office- Makari, Police Station- Chautarwa, District- West Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar, Advocate
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 21-12-2023 The learned counsel for the petitioner submits that defect nos. 73 and 84, as pointed out by the office, have been removed and he seeks permission to remove the defect no. 21 in course of the day.

2. He is permitted to do so in course of the day.

3. The learned counsel for the petitioner submits that earlier he has come before this Court by filing Civil Misc. No.140 of 2017 in which the judgment was passed on 23.08.2022, but the judgment contains some erroneous facts and the petitioner intends to pursue legal remedies for modification of the aforesaid judgment dated 23.08.2022 and wants to withdraw the instant petition with the aforesaid liberty.

4. In view of the prayer of the learned counsel for the petitioner, the instant petition is dismissed as withdrawn but with observation that there is no need to grant any such liberty



to the petitioner as it is always open for him to work out his rights in accordance with law.

(Arun Kumar Jha, J)

V.K.Pandey/-

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