

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.24245 of 2018

1. Parshuram Singh and Ors S/o Late Kapildev Singh Resident of Village-Sihma, P.S.- Matihani, District- Begusarai
2. Haribansh Kumar Singh Son of Late Visheshwar Singh Resident of Village-Sihma, P.S.- Matihani, District- Begusarai
3. Rambilas Singh Son of Late Kishun Dev Narayan Singh Resident of Village-Sihma, P.S.- Matihani, District- Begusarai
4. Birendra Prasad Singh Son of Late Janardan Prasad Singh Resident of Village- Sihma, P.S.- Matihani, District- Begusarai
5. Niranjay Kumar Singh Son of Late Rajeshwar Singh Resident of Village-Sihma, P.S.- Matihani, District- Begusarai

... .. Petitioner/s

Versus

1. The Learned Member, Bihar Land Tribunal Patna
2. The Additional Collector, Begusarai
3. The D.C.L.R., Begusarai
4. The Circle Officer, Begusarai
5. Sunil Kumar Singh Son of Late Brahamdeo Narayan Singh Resident of Village and P.O.- Sihma, P.S.- Matihani, Sub Division and District-Begusarai
6. Shailendra Kumar Singh Son of Late Brahamdeo Narayan Singh Resident of Village and P.O.- Sihma, P.S.- Matihani, Sub Division and District-Begusarai
7. Bimlendra Kumar Singh Son of Late Brahamdeo Narayan Singh Resident of Village and P.O.- Sihma, P.S.- Matihani, Sub Division and District-Begusarai
8. Chandra Bhusan Singh @ Chandra Bhusan Kumar Singh Son of Late Brahamdeo Narayan Singh Resident of Village and P.O.- Sihma, P.S.- Matihani, Sub Division and District- Begusarai
9. Chandraudai Singh @ Chandrauday Prasad Singh Son of Late Brahamdeo Narayan Singh Resident of Village and P.O.- Sihma, P.S.- Matihani, Sub Division and District- Begusarai
10. Anshuman Anand Son of Late Bibhuti Singh Resident of Purani Cinema Road, Sarvodaya Nagar, Begusarai
11. Bipul Singh Son of Late Bibhuti Singh Resident of Purani Cinema Road, Sarvodaya Nagar, Begusarai
12. Niranjay Kumar S/o Late Rajeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
13. Pratapchandra Singh S/o Late Kameshwar Prasad Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
14. Most. Babubati Devi Wife of Late Masudan Singh Resident of Village and



P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai

15. Sanjay Kumar Son of Late Rajeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
16. Prem Chandra Singh Son of Late Kameshwar Prasad Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
17. Ujjual Singh Son of Late Prabhat Chandra Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
18. Nawal Kishore Singh Son of Late Nageshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
19. Ashok Kumar Singh Son of Late Nageshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
20. Shiv Datt Singh Son of Late Chandreshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
21. Amit Kumar Singh Son of Late Brijeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
22. Abhishek Kumar Singh Son of Late Brijeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
23. Sanjay Singh Son of Late Rajeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai
24. Chandrashekhar Singh Son of Late Brajeshwar Singh Resident of Village and P.O. Sihma, P.S. Matihani, Sub Division and District Begusarai

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Amresh Kumar Sinha,
Mr. Dayanand Singh,
Mr. Nagadeo Choubey, Advocates.
For the Respondent/s : Mr. Raj Kishore Roy

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 03-01-2023 It is an admitted position between the parties that a compromise decree was passed in Partition Suit No. 47/1952 and the Respondent No. 5 being aggrieved by the same has filed a Miscellaneous Case under Order 23A Rule 1 CPC bearing Miscellaneous Case No. 06/2016.

The contention between the parties is with regard to mutation of the subject land and as per the order passed by



revisional authority mutation stands in the name of the Respondent No. 5.

Be that as it may, this writ application is disposed with a direction to Sub Judge 1st/ Successor Court, Begusarai to decide the Miscellaneous Case No. 06/2016 in accordance with law and on its own merit within a reasonable time frame.

It is made clear that the mutation order, if any, shall be subject to the final outcome of the Miscellaneous Case decided by the Civil Court.

(Anil Kumar Sinha, J)

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