

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Miscellaneous Jurisdiction Case No.27 of 2023**

**In**  
**CIVIL MISCELLANEOUS JURISDICTION No.1643 of 2018**

Parmanand Trivedi S/o Late Mahendra Prasad Trivedi Resident of Village-  
Narayanpur Anant @ Sherpur, P.S.- Sadar, P.O.- MIC Bela, Mushahari  
District- Muzaffarpur.

... .. Petitioner/s

Versus

1. Md. Kasim Son of Late Usman Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002
2. Md. Hasim Son of Late Usman Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002
3. Md. Taj Babu Son of Late Usman Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002
4. Md. Rashid Son of Late Usman Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002
5. Md. Shamshul Son of Late Khalil Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002.
6. Md. Jamrul Son of Late Khalil Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002.
7. Md. Zamil Son of Late Khalil Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002.
8. Md. Nazir Son of Late Khalil Mian Resident of Village- Majhauli  
Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur-842002.
9. Md. Lal Babu Son of Late Nathuni Mian Resident of Village- Majhauli  
Dharamdad, P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur - 842002.
10. Md. Tar Babu Son of Late Nathuni Mian Resident of Village- Majhauli  
Dharamdad, P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur - 842002.
11. Md. Chote Babu Son of Late Nathuni Mian Resident of Village- Majhauli  
Dharamdad, P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-  
Muzaffarpur - 842002.
12. Fulo Khatoon Wife of Md. Ainul and D/o Nathuni Mian Resident of Village-  
Pipri, P.O. Chandan Patti, P.S. Sakra, District- Muzaffarpur.
13. Julekha Khatoon Wife of Md. Jalal and daughter of Nathuni Mian Resident



of Village- Kolhua Dadar P.O. MIT, P.S. Ahiyapur, District- Muzaffarpur.

14. Gulshan Khatoon Wife of Md. Rizwan, daughter of Late Nathuni Mian Resident of Mohalla Barhampura P.O. MIT, P.S. Barhampura Munsifi, Muzaffarpur (East) District-Muzaffarpur.
15. Md. Ali Imam Son of Late Md. Din Mian Resident of Village- Majhauili Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-Muzaffarpur-842002.
16. Md. Tabrej Alam Son of Late Md. Din Mian Resident of Village- Majhauili Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-Muzaffarpur-842002.
17. Md. Ebrej Alam Son of Late Md. Din Mian Resident of Village- Majhauili Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-Muzaffarpur-842002.
18. Md. Aley Son of Late Md. Din Mian Resident of Village- Majhauili Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-Muzaffarpur-842002.
19. Md. Pyare Son of Late Md. Din Mian Resident of Village- Majhauili Dharamdas P.O. Ramna, P.S. Sadar Munsifi, Muzaffarpur (East) District-Muzaffarpur-842002.
20. Farzana Khatoon Wife of Md. Akhtar and daughter of Late Md. Din Mian Resident of Village- Bahrapur, P.O. Sarbadipur, P.S. Bochahan Munsifi, Muzaffarpur (East) Muzaffarpur.
21. Roksana Khatoon Wife of Md. Murtaza and Daughter of Late Md. Din Mian Resident of Village- Ollipur Tengrah, Mohalla Tahipur, P.O. Runni Saidpur, P.S. Runni Sadipur, District- Sitamarhi.
22. Qumrul Khatoon Wife of Md. Muslim, Daughter of Late Usman Mian Resident of Villahe- Pipri, P.O. Chandanpatti, P.S. Sakra, district-Muzaffarpur.
23. Biba Khatoon Widow of Late Md. Jalil and daughter of Late Usman Mian, Resident of Balhi Musahari, P.O. and P.S. Musahari, District- Muzaffarpur.
24. Jamila Khatoon Wife of Md. Ahmed, daughter of Late Usman Mian Resident of Village- Turki, P.O. and P.S. Bochahan, District- Muzaffarpur.
25. Md. Nasir Son of Md. Khalim Resident of Village- Chakbangra, P.O. Ramna, P.S. Sadar, District- Muzaffarpur.
26. Md. Shakoor Minor Son of Md. Nasir Village- Chakbangra, P.O. - Ramna, P.S.- Sadar, District- Muzaffarpur under guardianship of their natural father Md. Nasir.
27. Md. Ishtehaque Minor Son of Md. Nasir Village- Chakbangra, P.O. - Ramna, P.S.- Sadar, District- Muzaffarpur under guardianship of their natural father Md. Nasir.
28. Firozi Khatoon Minor Daughter of Md. Nasir Village- Chakbangra, P.O. - Ramna, P.S.- Sadar, District- Muzaffarpur under guardianship of their natural father Md. Nasir.
29. Rehana Khatoon Minor Daughter of Md. Nasir Village- Chakbangra, P.O. - Ramna, P.S.- Sadar, District- Muzaffarpur under guardianship of their



natural father Md. Nasir.

- 30. Meena Khatoon Minor Daughter of Md. Nasir Village- Chakbangra, P.O. - Ramna, P.S.- Sadar, District- Muzaffarpur under guardianship of their natural father Md. Nasir.
- 31. Sabila Khatoon Wife of Md. Jhallu, daughter of Md. Khalil Mian Resident of Village- Mehshi, P.O. Mehshi, District- East Champaran.
- 32. Anwari Khatoon Wife of Md. Allauddin, daughter of Late Khalil Mian, Village- Agura Bangla P.O. and P.S. Maniari District- Muzaffarpur.
- 33. Md. Ainul Mian Son of Late Jagu Mian Resident of Village- Pipri, P.O. Chandanpatti, P.S. Sakra District- Muzaffarpur.
- 34. Md. Mainul Main Son of Late Jagu Main Resident of Village- Pipri, P.O. Chandanpatti, P.S. Sakra District- Muzaffarpur.
- 35. Chandramukhi Choudhary Wife of Keshav Kishore Choudhary Resident of Village and P.O. Dariyapur Kaphen, P.S. Kudhni, District- Muzaffarpur.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Gautam Kumar Kejriwal  
For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

- 228-06-2024
1. Heard learned counsel for the parties.

2. The present application has been filed for restoration of C. Misc. No. 1643 of 2018, which got dismissed for non prosecution *vide* order dated 01.12.2022.

3. For the reasons stated in this application, the same is allowed and the connected case, bearing C. Misc. No. 1643 of 2018 is restored to its original file.

**(Anil Kumar Sinha, J)**

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