

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.254 of 2024

1. Md. Ganni son of Late Md. Saikh Umar Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
2. Md. Tauhid, son of Late Md. Saikh Umar Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
3. Md. Ajalish, son of Late Md. Saikh Umar Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
4. Md. Rabban, son of Late Md. Saikh Umar Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
5. Md. Gaffar, son of Late Saukat Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
6. Md. Rizwan son of Late Saukat Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
7. Md. Hakim, Son of Late Saukat Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.
8. Md. Mokim @ Mokim Alam, Son of Late Saukat Ali, resident of Village-Madhepura Tulsibari, P.S.-Madhepura, District-Madhepura.

... .. Petitioner/s

Versus

1. Md. Motiur Rahman son of Late Md. Yusuf, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
2. Md. Khurshid Alam, son of Late Md. Yusuf, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
3. Md. Rajauddin, son of Late Manjoor Alam, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
4. Md. Salauddin, son of Late Manjoor Alam, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
5. Md. Alauddin, Son of Late Manjoor Alam, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
6. Md. Kamaluddin, son of Late Manjoor Alam, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
7. Bibi Sakeena, W/o Late Manjoor Alam, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
8. Md. Ishrafil, son of Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
9. Md. Israil, son of Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
10. Md. Mamtaj Alam, son of Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.



11. Md. Manjur Alam, son of Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
12. Md. Gulshad Alam, son of Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
13. Most. Johra Khatoon, W/o Late Md. Aijul, resident of Village-Gosain Tola, P.O.-Tulsibari, P.S. -Madhepura, District-Madhepura.
14. The State of Bihar through the Collector of the District Madhepura, At and P.O. and P.S. and District-Madhepura.
15. The Circle Officer, Madhepura Block, Madhepura.
16. The Halka Karamchari, Mauja-Madhepura, Thana No. 61, Tola-Gosain Tola, P.O. and Anchal-Madhepura, P.S. Madhepura, District-Madhepura.

... ... Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Uday Chand Prasad, Advocate Mr. Ajay Kumar Singh, Advocate
For the Respondent/s	:	Mr. Anwar Karim, AC to GP-10

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 26-04-2024 The matter has been taken up on mentioning being made on behalf of the petitioners.

2. Learned counsel for the petitioners submits that Title Suit No. 84 of 2017 has been decreed in favour of the plaintiffs/respondents 1st. The petition filed by the petitioners under Order 1 Rule 10(2) of the Code of Civil Procedure has been rejected by the impugned order dated 09.02.2024 and against which the petitioners have filed the present Civil Miscellaneous petition before this Court and prays that the matter may be disposed of.

3. At this stage, learned counsel for the petitioners seeks permission to withdraw the present petition with liberty to



agitate all the issues before the learned appellate court below.

4. Permission is accorded.

5. Accordingly, the present petition is dismissed as withdrawn with liberty aforesaid.

(Arun Kumar Jha, J)

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