

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1008 of 2024

In
CIVIL MISCELLANEOUS JURISDICTION No.1216 of 2018

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1. Smt. Nalini Jha D/o Late Abhiram Thakur and W/o Sri Satish Chandra Jha, resident of Village, P.O, and P.S. Sonepur, District Saran.
 2. Shri Bhibhuti Kumar Thakur, Son of Late Abhiram Thakur resident of Village, P.O. Jajuar P.S. Katra Sub- division and Mufssil- Muzaffarpur East, District Muzaffarpur.
 3. Balindra Kumar Thakur, Son of Late Abhiram Thakur resident of Village, P.O. Jajuar P.S. Katra Sub- division and Mufssil- Muzaffarpur East, District Muzaffarpur.
 4. Vidya Niwash Thakur, Son of Late Abhiram Thakur resident of Village, P.O. Jajuar P.S. Katra Sub- division and Mufssil- Muzaffarpur East, District Muzaffarpur.

... .. Petitioner/s

Versus

1. Most. Indra Kala Devi W/o Late Bali Ram Thakur Resident of Village, P.O. Changel, P.S. Katgra, Sub- division and Mufasil - Muzaffarpur East, District Muzaffarpur.
2. Smt. Indira Devi, D/o Late Bali Ram Thakur, W/o Jitendra Jha Resident of Village, P.O. Changel, P.S. Kalra, Sub- division and Mufasil - Muzaffarpur East, District Muzaffarpur.
3. Shri Anand Kumar Thakur, Son of Late Bali Ram Thakur resident of Village - Jajuar P.S.- Katra, District Muzaffarpur.
4. Shri Mohan Thakur, Son of Late Bali Ram Thakur resident of Village - Jajuar P.S.- Katra, District Muzaffarpur.
5. Shri Madan Thakur alias Anil Thakur, Son of Late Bali Ram Thakur resident of Village - Jajuar P.S.- Katra, District Muzaffarpur.
6. Smt. Manjula Devi, W/o Ganga Narayan Choudhary Resident of Village- Kali Gao, P.S. Singhwara, P.O. Kali Gao District Darbhanga.
7. Smt. Aruna Devi, D/o Late Parshuram Thakur, W/o Parmod Chandra Jha resident of Village and P.O. Lakhanpur, P.S. Katra, District Muzaffarpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mithilesh Kumar Jha, Advocate
For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 12-07-2024 1. Heard learned counsel for the parties concerned.



2. The present petition has been filed for restoration of Civil Misc. No. 1216 of 2018, which has stood dismissed on account of non compliance of the peremptory order dated 17.10.2022.

3. Learned counsel for the petitioners submits that Civil Misc. No. 1216 of 2018 was dismissed due to non-compliance of the peremptory order but now, the peremptory order dated 17.10.2022 has been complied.

4. 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, I deem it fit and appropriate to restore the aforesaid Civil Misc. No. 1216 of 2018 to its original file, subject to verification by the office regarding compliance of the peremptory order dated 17.10.2022.

5. The present petition stands allowed.

(Anil Kumar Sinha, J)

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