

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.880 of 2023

In
CIVIL MISCELLANEOUS JURISDICTION No.1706 of 2018

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1. Punam Devi Wife of Late Kamleshwari Sah Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.
 2. Vikram Kumar, Son of Late Kamleshwari Sah Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.
 3. Shubham Kumar, Son of Late Kamleshwari Sah Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.
 4. Archana Kumari, Daughter of Late Kamleshwari Sah Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.
 5. Karan Kumar, Son of Late Kamleshwari Sah His Mother Punam Devi is his natural and Legal Guardian, Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.
 6. Dharamveer Kumar @ Sonu Kumar, Son of Late Kamleshwari Sah His Mother Punam Devi is his natural and Legal Gurdian, Resident of Village- Chhoti Chandpur, P.S.- Shahkund (Sajour), District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Collector, Bhagalpur.
2. The Anchaladhikari, Shahkund Anchal, District- Bhagalpur
3. Sri Prabhanjan Kumar Sinha, Son of Late Prahlad Chandra Singh Village- Manoharpur, P.s.- Nathnagar, District- Bhagalpur.
4. Sri Ajay Kumar Sinha, Son of Late Prahlad Chandra Singh Village- Manoharpur, P.s.- Nathnagar, District- Bhagalpur.
5. Sri Annay Kumar Sinha, Son of Late Prahlad Chandra Singh Village- Manoharpur, P.S.- Nathnagar, District- Bhagalpur.
6. Sri Ashok Kumar Sinha, Son of Late Prahlad Chandra Singh Village- Manoharpur, P.S.- Nathnagar, District- Bhagalpur.
7. Sri Amlendu Kumar Sinha, Son of Late Prahlad Chandra Singh Village- Manoharpur, P.S.- Nathnagar, District- Bhagalpur.
8. Sri Mukesh Kumar Sinha, Son of Late Pankaj Kumar Sinha Village- Manoharpur, P.S.- Nathnagar, District- Bhagalpur.
9. Sri Rishikesh Kumar Sinha, Son of Late Pankaj Kumar Sinha Village- Manoharpur, P.S.- Nathnagar, District- Bhagalpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Nurul Hoda, Advocate
For the Opposite Party/s : Mr.Sajid Salim Khan (SC 25)

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA



ORAL ORDER

- 212-07-2024
1.

Heard learned counsel for the parties concerned.
2.

The present petition has been filed for restoration of Civil Misc. No. 1706 of 2018, which has stood dismissed on account of non- prosecution vide order dated 01.12.2022.
3.

Learned counsel for the petitioner submits that on 01.12.2022, when the case was called out, he could not attend it due to unavoidable circumstances, hence, a sympathetic view may be taken and the aforesaid application be restored to its original file.
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. 1706 of 2018 to its original file.
5.

The present petition stands allowed.

(Anil Kumar Sinha, J)

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