

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.607 of 2024

Lalit Upadhyay son of Late Balram Upadhyay, resident of village- Jogidih, P.S.- Chandramandih, District- Jamui, At Present Mahabir Nagar, Road No.- 04, Beur Anisabad, P.S.- Beur, District Patna, Pin Code No.- 800002.

... .. Petitioner/s

Versus

1. Rama Kant Upadhyay Son of Late Uma Kant Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
2. Bijay Kant Upadhyay, Son of Late Uma Kant Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
3. Shiv Shankar Upadhyay, Son of Late Balram Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
4. Satyendra Upadhyay, S/o Late Nageshwar Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
5. Rajni Kant Upadhyay, S/o Late Nageshwar Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
6. Dinkar Upadhyay, Son of Late Parmanand Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
7. Diwakar Upadhyay, Son of Late Parmanand Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
8. Sudhakar Upadhyay, Son of Late Parmanand Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
9. Ram Awatar Upadhyay, Son of Late Sukhdeo Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
10. Lalan Upadhyay, Son of Late Sukhdeo Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
11. Suwas Upadhyay, Son of Late Sukhdeo Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.
12. Manoj Upadhyay, Son of Late Sukhdeo Upadhyay resident of village- Jogidih, P.S.- Chandramandih, District- Jamui.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Viveka Nand Singh, Advocate
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 01-07-2024

The matter has been listed on mentioning being



made on behalf of the petitioners.

2. Heard learned counsel for the petitioner.

3. Learned counsel for the petitioner submits that the present Miscellaneous Petition has been filed only for a direction to learned District Judge, Jamui to hear and dispose of Civil Misc. Appeal No. 08 of 2022 which has been filed against the order of injunction dated 02.03.2022 passed by learned Sub Judge-I, Jamui in Title Suit No. 147 of 2019. Learned counsel further submits though Civil Misc. Appeal was filed in the year 2022, but no order has been passed and the matter has been kept pending. Learned counsel further submits that the present petition has been filed with limited prayer that the learned Appellate Court may be directed to dispose of the Civil Misc. Appeal within stipulated period.

4. Since the petitioner has come before this Court with limited prayer for expeditious disposal of the Civil Misc. Appeal which is pending since 2022, I do not think there is any need to issue notice to the respondents.

5. Having regard to the facts and circumstances, learned District Judge, Jamui is directed to dispose of Civil Misc. Appeal No. 08 of 2022 within a month from the date of receipt/production of a copy of this order, if the appearance is



complete in the Misc. Appeal.

6. With the aforesaid direction, the present petition stands disposed of.

(Arun Kumar Jha, J)

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