

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.724 of 2024

Ram Vinay Mahto son of Prabhu Mahto resident of Ward no.12, Singhia Buzurg, P.O.- Narhan, P.S.- Bibhutipur, District-Samastipur.

... .. Petitioner/s

Versus

1. Ram Sukumari Devi daughter of Late Bhuneshwar Mahto wife of Ram Uday Mahto. resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
2. Iner Devi daughter of Late Bhuneshwar Mahto wife of Ram Balak Singh resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
3. Geeta Devi daughter of Late Bhuneshwar Mahto wife of Ramlal Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
4. Mostt. Binda Devi wife of Late Upek Lal Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
5. Mostt. Rekha Devi wife of Late Santosh Kumar Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
6. Navin Kumar Mahto son of Late Santosh Kumar Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
7. Guddu Mahto son of Late Santosh Kumar Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
8. Anita Devi daughter of Late Upek Lal Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
9. Anirudh Mahto son of Late Ram Chandra Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
10. Arjun Mahto son of Late Ram Chandra Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
11. Anil Kumar Mahto son of Late Uma Kant Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
12. Sunil Kumar Mahto son of Late Uma Kant Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
13. Dayanand Mahto son of Late Parmanand Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur.
14. Lakshmi Mahto son of Videshi Mahto resident of Village- Sohilwara, P.O.- Mansurchak, P.S. Mansur- chak, Sub-Division-Begusarai, District- Begusarai, at present Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District-Samastipur.
15. Jay Jay Ram Mahto son of Late Ram Pragas Mahto resident of Village- Sahpur Bhusvar Tola, P.O.- Bhusvar, P.S.- Bibhutipur, District- Samastipur.
16. Ashok Kumar Mahto son of Late Ram Badan Mahto resident of Village-



- Sahpur Bhusvar Tola, P.O.- Bhusvar, P.S.- Bibhutipur, District- Samastipur.
17. Mohan Lal Mahto son of Late Thakkan Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 18. Sant Lal Mahto son of Late Thakkan Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 19. Anand Lal Mahto son of Late Baldev Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 20. Ram Jatan Mahto son of Late Baldev Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 21. Bhulli daughter of Late Baldev Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 22. Dule daughters of Late Baldev Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 23. Mostt. Basanti Devi wife of Late Parikshan Purve resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 24. Awdesk Kumar Purve son of Late Parikshan Purve resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 25. Pramesh Kumar Purve son of Late Parikshan Purve resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 26. Raju Purve son of Late Parikshan Purve resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 27. Dev Narayan Mahto son of Late Khakhar Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 28. Shibu Mahto son of Late Khakhar Mahto resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 29. Kuldip Misri resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 30. Jagarnath Mistri son of Late Govind Mistri resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 31. Hira Seth son of Late Kapil Seth resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 32. Ram Kumar Poddar son of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 33. Ashok Kumar Poddar son of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 34. Anil Kumar Poddar son of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 35. Arun Kumar Poddar son of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 36. Geeta Devi daughter of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur
 37. Shanti Devi daughter of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur



38. Savit Devi daughter of Late Yogendra Poddar resident of Village- Singhia Buzurg, P.O.-Narhan, P.S.- Bibhutipur, District- Samastipur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Alok Kumar Sinha, Advocate
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 10-09-2024 The matter has been listed on mentioning being made on behalf of the petitioner.

2. Office has pointed out certain defects.

3. Learned counsel for the petitioner submits that it is an old matter of the year 1970 and a number of substitutions have taken place and it is almost impossible to verify the position as the same is not even clear from the copy of plaint. It has been further submitted that the original copy of the plaint is not available on the record even before the learned trial court. Learned counsel further submits that the petitioner has approached this Court with simple prayer for early disposal of Title Partition Suit No. 202 of 1970 which is pending even after 54 years. Learned counsel further prays for ignoring the defects and passing order with direction to the learned Sub-Judge IV, Rosera, Samastipur to dispose of Title Partition Suit No. 202 of 1970 at the earliest.

4. Since the petitioner has come before this Court with



limited prayer for expeditious disposal of the Title Partition Suit No. 202 of 1970, I do not think there is any need to issue notice to the respondents.

5. In the light of submission made on behalf of the petitioner, the defects pointed out by the office are ordered to be ignored and learned Sub-Judge IV, Rosera, Samastipur is directed to dispose of Title Partition Suit No. 202 of 1970 at the earliest, preferably, within six months from the date of receipt/production of a copy of this order keeping in mind the guideline contained in *Action Plan for Arrears Reduction in District Judiciary* of the Hon’ble Supreme Court, wherein it has been directed for expeditious disposal of the cases pending for more than 30 years.

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

(Arun Kumar Jha, J)

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