

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.440 of 2021

1. Deepak Sharma, Son of Late Hriday Narayan Sharma
2. Gandhi Sharma, Son of Late Hriday Narayan Sharma
Both are residents of Badi Bazar, Munger, P.O.- Munger, P.S.- Kotwali,
District- Munger.

... .. Petitioner/s

Versus

1. Manorma Devi Wife of Late Achutanand Sharma @ Unhit Sharma Resident of Mohalla Purabsarai Raisar Brahma Asthan, P.S. Kotwali, P.O. and District- Munger, at present residing Tikarampur Adarsh Nagar Tola, P.S. Mufassil, District- Munger.
2. Shila Devi Wife of Late Bijay Sharma, D/o Late Achutanand Sharma @ Uchit Sharma Resident of Mohalla Sandalpur, P.S.- Kasim Bazar, District- Munger.
3. Sulekha Sharma Wife of Late Jai Kishore Sharma Resident of Mohalla- Sandalpur, P.S.- Kasim Bazar, District- Munger.
4. Baby Sharma Wife of Shri Sanjay Kumar Sharma, D/o Late Achutanand Sharma @ Uchit Sharma Resident of Mohalla- Kasim Bazar, Near Durga Asthan, P.O. and District- Munger.
5. Renu Vishwakarma Wife of Tarun Vishwakarma, Daughter of Late Achutanand Sharma @ Uchit Sharma Resident of Panigaon Charlie, District Nagaon, Assam.
6. Kanchan Sharma Wife of Binoy Kumar Sharma, Daughter of Late Achutanand Sharma @ Uchit Sharma Resident of Village Bariapur Brahma Asthan, P.O- Bariarpur, District- Munger.
7. Rakesh Kumar Son of Rishideo Yadav Resident of Hasanganj, PO.- Safiabab, P.S.- Kasim Bazar, District- Munger.
8. Chandra Shekhar Kumar @ Chandra Shekhar Kumar Yadav Son of Late Bhubneshwar Pd. Yadav Resident of Mohalla- Khoja Bazar, P.S.- Kasim Bazar, P.O. and District- Munger.
9. Soma Devi Wife of Late Bijoy Sharma Resident of Bari Bazar, P.S.- Kotwali, P.O. and District- Munger.
10. Sumit Kumar Son of Late Bijoy Sharma Resident of Bari Bazar, P.S.- Kotwali, P.O. and District- Munger.
11. Ninni Sharma Daughter of Late Ajoy Sharma Resident of Bari Bazar, P.S.- Kotwali, P.O. and District- Munger.
12. Nuru Sharma Daughter of Late Ajoy Sharma Resident of Bari Bazar, P.S.- Kotwali, P.O. and District- Munger.
13. Ashok Sharma Son of Late Siya Ram Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.



14. Kant Lal Sharma Son of Late Thakur Mistry Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
15. Lalan Sharma Son of Late Thakur Mistry Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
18. Kiran Devi Wife of Late Raj Kishore Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
19. Kiran Kumari Daughter of Late Satya Narayan Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
20. Ashish Kumar Son of Late Raj Kishore Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
21. Sunil Sharma Son of Late Chandradeo Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
22. Shailendra Sharma Son of Late Chandradeo Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
23. Rajo Sharma Son of Late Chandradeo Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
24. Arti Sharma Wife of Late Kailash Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
25. Tarun Kumar Son of Late Kailash Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
26. Nitish Kumar Son of Late Kailash Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
27. Prashant Kumar S/o Late Subhash Sharma Resident at Purab Sarai, Raisar 1. Braham Asthan, P.S.- Kotwali, P.O. and Dist.- Munger- 811201.
28. Abha Devi Wife of Late Rajendra Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
29. Abhishek Sharma Son of Late Rajendra Sharma Resident of Village-



Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.

30. Abhinab Sharma Son of Late Rajendra Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
31. Anil Sharma Son of Late Jagdish Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.
32. Pappu Sharma @ Pankaj Sharma Son of Late Jagdambi Sharma Resident of Village- Tikarampur Adarsh Nagar Tola, P.S.- Mufassil, District- Munger, at present resident at Purabsarai Raisar Brahma Asthan, P.S.- Kotwali, P.O. and District- Munger.

... ... Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajendra Narayan, Sr. Advocate Mr. Dhananjay Kr. Upadhyay, Advocate
For the Respondent/s	:	Mr. Prabhas Ranjan, Advocate Mr. Suman Kumar Mishra, Advocate

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

9 28-11-2024 Heard learned senior counsel appearing on behalf of the petitioners and learned counsel appearing on behalf of the respondents.

2. At the outset, learned senior counsel appearing on behalf of the petitioners submits that already an application under Order 7 Rule 11 of the Code of Civil Procedure, 1908 (hereinafter referred to as 'the Code') has been filed on behalf of the petitioners before the learned trial court bringing all the facts of the case, which has been placed before this Court, to the notice of the learned trial court. The learned senior counsel further submits that since the learned trial court is still to give



finding on the aforesaid application, the instant petition may be disposed of with direction to the learned trial court to dispose of the aforesaid application filed on behalf of the petitioners expeditiously.

3. In the light of submission made by the learned senior counsel appearing on behalf of the petitioners, the instant petition is disposed of with direction to the learned trial court to dispose of the application filed filed on behalf of the petitioners under Order 7 Rule 11 of the Code, expeditiously.

(Arun Kumar Jha, J)

V.K.Pandey/-

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