

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**TEST CASE No.11 of 2022**

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In the Goods of Late Ashok Kumar, Son of Late Lal Narayan Sinha, Resident of Anugrah Narain Road, Post Office and Police Station Kadam Kuan, Town and District Patna.

AND

In the matter of an application filed under Section 276 of the Indian Succession Act for grant of Probate of the Registered Will dated 24.07.2021.

AND

In the matter of an application filed by

Sri Partha Sarthy, son of Late Justice Lalit Mohan Sharma, Resident of Anugrah Narain Road, Post Office and Police Station Kadam Kuan, Town and District-Patna.

... .. Petitioner/Applicant

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**Appearance :**

|                   |   |                                                                                                                                                              |
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| For the applicant | : | Mr. P. N. Shahi, Sr. Advocate<br>Mr. Manish Kumar No. 2, Advocate<br>Mr. Deep Shekhar, Advocate<br>Mr. Avinash Chandra, Advocate<br>Mr. Amit Anand, Advocate |
| For the NR        | : | Mr. Jitendra Kishore Verma, Advocate<br>Mr. Apurva Kumar, Advocate                                                                                           |

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA**  
**ORAL ORDER**

10    30-04-2024                      This case has come under the heading ‘To Be Mentioned’ at the instance of petitioner/applicant for making some necessary correction in the Judgment dated 22.04.2024 passed by this Court.

02. It has been pointed out on behalf of the applicant that, inadvertently, in the cause title of judgment dated 22.04.2024 ‘the Registered Will’ has been typed instead of ‘the Will’. Similarly, in 3<sup>rd</sup> line of Paragraph No. 02, word ‘Narayn’ has been typed instead of ‘Narayan’ and in 28<sup>th</sup> line of Paragraph No. 03,



word 'precdeceased' has been typed instead of 'predeceased'. Learned counsel further submits that in 5<sup>th</sup> and 6<sup>th</sup> lines of Paragraph No. 6 and in 6<sup>th</sup> and 7<sup>th</sup> lines of Paragraph No. 7, name 'late Ashok Kumar Sharma' has been typed and to avoid some confusion, name 'late Ashok Kumar Sharma' should have been deleted since it should have been 'late Lalit Mohan Sharma'. Learned counsel further submits that the aforesaid errors are typographical errors, which need to be corrected.

03. Accordingly, the judgment dated 22.04.2024 passed in this case stands modified to the following extent:-

- (i) In the cause title of said judgment 'the Will dated 24.07.2021' be read instead of 'the Registered Will dated 24.07.2021'.
- (ii) In 3<sup>rd</sup> line of Paragraph No. 02, word 'Narayan' be read instead of 'Narayn'.
- (iii) In 28<sup>th</sup> line of Paragraph No. 03, word 'predeceased' be read instead of 'precdeceased'.
- (iv) From 5<sup>th</sup> and 6<sup>th</sup> lines of Paragraph No. 6 and in 6<sup>th</sup> and 7<sup>th</sup> lines of Paragraph No. 7, name 'late Ashok Kumar Sharma' be deleted to avoid any confusion.

**(Arun Kumar Jha, J)**

Ashish/-

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