

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4632 of 2019

In
Miscellaneous Appeal No.436 of 2018

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Mohan Das Son of Late Dina Das Resident of Village- Kamtaul, Police Station- Kamtaul, District- Darbhanga.

... .. Petitioner/s

Versus

Swekriti Devi Wife of Mohan Das, D/o- Dharmdeo Das Resident of Village- Krishnapuri Allalpatti, Police Station- Laheriasarai, District- Darbhanga.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Girish Chandra Jha, Advocate

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

3 24-07-2024 The present MJC is filed without production of certified copy or copy of the order to be recalled and restoration. Therefore, the present MJC for restoration stands dismissed for want of material information with cost of Rs. 1,000/ (Rs. one thousand). Cost shall be remitted in the Patna High Court Legal Services Authority within a period of four weeks, reserving liberty to file fresh MJC after production of subject matter of order dated 05.08.2019 passed in M.A. No. 436 of 2018.

2. At this stage, learned counsel for the petitioner abusing the court process reiterating that the present MJC was filed in the year 2019 and it was the duty of the court to put up



the matter for listing. On the other hand, it is to be noted that present MJC was filed in the year 2019. He had a sufficient time to move before commencement of Covid-19 on 28.03.2020. Assuming that he has not moved this court, still he had sufficient time from March 2021 to this day. Prima facie, he has not made out case to the extent what efforts he has made to get the matter listed.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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