

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2039 of 2025

In
FIRST APPEAL No.222 of 2009

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Nasir Khan Son of Mustafa Khan Resident of village- Mahual, P.S.-
Hussainganj, District- Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar through the Engineer-in-Chief-cum- Special Secretary,
Road Construction Deptt. Road Construction Department, Govt. of Bihar,
Patna.
2. The Executive Engineer, Public Works Department, Siwan.
3. The Sub Divisional Officer, Public Works Department, Siwan.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bipin Bihari Singh, Advocate
For the Opposite Party/s : Mr.Government Pleader 19

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 31-10-2025 1. Heard learned counsel for the petitioner and
learned counsel for the opposite parties.

2. The instant application has been filed for
restoration of F.A no.222 of 2009, which stood dismissed for
default on 1.11.2022 for non-compliance of the peremptory
order dated 27.9.2022.

3. Having heard learned counsel for the parties and
taking into consideration the submissions made and the
contents of the petition, the Court is satisfied that the petitioner
has made out a case for restoration of the main appeal.

4. The restoration application stands allowed.



5. F.A no.222 of 2009 is restored to its original file.

(Partha Sarthy, J)

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