

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.441 of 2019

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Rajendra Rai Son of Late Parikshan Rai Resident of Village- Mirjapur Naya
Tola Mohabbatpur P.S. Sonpur, P.O. Bharpura, District- Saran.

... .. Appellant/s

Versus

1. The State of Bihar through Land Aquisition Officer, Saran at Chapra.
2. Ram Vakil Rai S/o Hira Rai Resident of Village- Nakta, P.O. Digha, P.S.-
Digha, District- Patna.
3. Loknath Rai S/o Deodhari Rai Resident of Village- Nakta, P.O. Digha, P.S.-
Digha, District- Patna.
4. Bharat Rai Son of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.
5. Shatrughan Rai Son of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.
6. Shambhu Rai Son of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.
7. Ranjeet Rai Son of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.
8. Chanda Devi Daughter of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.
9. Saroj Devi Daughter of Jaga Rai Resident of Village- Mirjapur Naya Tola,
Mohabbatpur, P.O. Bharpura, P.S.- Sonpur, District- Saran.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Shambhu Sharan Singh, Advocate
For the Respondent/s : Mr.Uday Shankar Sharan Singh (Gp19)

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

6 20-03-2025 Heard Miscellaneous Appeal No. 441 of 2019.

2. *Prima facie*, the present Miscellaneous Appeal is not maintainable in the light of decision dated 18.05.2010 in Civil Revision No. 346 of 2010 (Neelam Kumari Sinha vs. Shree Prashant Kumar). On the other hand, appellant has remedy under first appeal petition. Thus, the present



Miscellaneous Appeal No. 441 of 2019 stands disposed of.

3. Registry is hereby directed to convert this Miscellaneous Appeal to that of first appeal petition and list this matter before the concerned Roster Bench and further the learned counsel for the petitioner should complete all process of conversion within six weeks.

(Ramesh Chand Malviya, J)

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