

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.629 of 2017

1. Smt. Kanti Devi, Wife of Arbind Prasad, resident of village - Parthu Makdumpur, P.O. Parthu, P.S. Ekangersarai, District - Nalanda
2. Smt. Gauri Devi, Wife of Brijnandan Prasad, resident of village - Akbarpur, P.O. Habipur, P.S. Hilsa, District - Nalanda.
3. Smt. Manju Devi, Wife of Chandra Bhushan Prasad, resident of village - Gowaspur, P.O. Khushiyaipur, P.S. Islampur, District - Nalanda.

... .. Petitioner/s

Versus

1. Ramdeo Singh (Deleted V/o dated - 21-08-2023) Son of Late Laxman Singh, Resident of Village Ichhose, P.O. Ichhose, P.S.- Islampur, District- Nalanda.
2. Binod Kumar, Son of Ramdeo Singh, Resident of Village Ichhose, P.O. Ichhose, P.S.- Islampur, District- Nalanda.
3. Kaushlendra Kumar, Son of Ramdeo Singh, Resident of Village Ichhose, P.O. Ichhose, P.S.- Islampur, District- Nalanda.
4. Jitendra Kumar, Son of Ramdeo Singh, Resident of Village Ichhose, P.O. Ichhose, P.S.- Islampur, District- Nalanda.
5. Amrendra Kumar Son of Ramdeo Singh, Resident of Village Ichhose, P.O. Ichhose, P.S.- Islampur, District- Nalanda.
6. Happy Kumar minor son of Binod Kumar under the guardianship of his father Binod Kumar who is natural guardian and well wisher. Resident of Village Ichhose, P.O. Ichhose, P.S. Islampur, District- Nalanda.
7. Rahul, Son of Kaushlendra Kumar, minor, under the guardianship of their father Kaushlendra Kumar who is natural guardian and well wisher. Resident of Village Ichhose, P.O. Ichhose, P.S. Islampur, District- Nalanda.
8. Jhallu, Son of Kaushlendra Kumar, minor, under the guardianship of their father Kaushlendra Kumar who is natural guardian and well wisher. Resident of Village Ichhose, P.O. Ichhose, P.S. Islampur, District- Nalanda.
9. Abhishek, minor son of Jitendra Kumar under the guardianship of their father Jitendra Kumar who is natural guardian and well wisher. All are resident of village Ichhose, P.O. Ichhose, P.S. Islampur, District - Nalanda
10. Puchu, minor son of Jitendra Kumar under the guardianship of their father Jitendra Kumar who is natural guardian and well wisher. All are resident of village Ichhose, P.O. Ichhose, P.S. Islampur, District - Nalanda

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Dharendra Kumar, Advocate
For the Respondent/s : Mr. Rabindra Prasad Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA



ORAL ORDER

16 28-01-2025 Heard learned counsel for the petitioners and learned counsel for the respondents.

2. The present civil miscellaneous petition has been filed for quashing the order dated 02.02.2017 passed by the learned Additional District Judge-VI, Nalanda at Biharsharif in Title Appeal No. 32 of 2014 whereby and whereunder the petition filed by the petitioner under Order 41 Rule 27 (2aa) of the Code of Civil Procedure has been rejected.

3. The learned counsel for the petitioners submits that Title Appeal No. 32 of 2014 has been dismissed for default and a Misc. Case No. 429 of 2023 has been filed for its restoration.

4. Be that as it may, since the aforesaid Title Appeal No. 32 of 2014, in which the impugned order has been passed, has been dismissed, this petition has become infructuous and the same is dismissed as such.

(Arun Kumar Jha, J)

V.K.Pandey/-

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