

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4539 of 2024

In
CIVIL MISCELLANEOUS JURISDICTION No.245 of 2017

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Krishna Kumar Gupta

... .. Petitioner/s

Versus

Most. Karuna Devi & Ors.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gopal Tiwari, Advocate
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 05-03-2025 Heard learned counsel for the petitioner.

2. This petition has been filed for restoration of Civil Misc. Case No.245 of 2017, which stood dismissed for non-prosecution on 10.12.2024.

3. On being satisfied with the reasons mentioned in this petition explaining omission on part of the petitioner, the same is allowed and Civil Misc. Case No.245 of 2017 is restored to its original file.

4. However, perusal of record of Civil Misc. No.245 of 2017 shows cause title needs correction as the original respondent has been inserted as petitioner no.2, whereas name of the said respondent stood expunged vide order dated 22.10.2024 and his heirs/legal representatives have been substituted in his place.



5. In such view of the matter, office is directed to make necessary correction in the cause title of Civil Misc. No. 245 of 2017.

6. Further, whoever has made the cause title entry has committed an error in inserting the name of deceased respondent as the petitioner no.2 and due to such negligence, cause title has been changed.

7. Under the aforesaid circumstances, let an explanation be called for from the concerned official for committing such type of negligence.

8. The explanation must be submitted on or before the next date of hearing of Civil Misc. No.245 of 2017.

(Arun Kumar Jha, J)

V.K.Pandey/-

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