IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.885 of 2023

In

Civil Writ Jurisdiction Case No.473 of 2023

CNR No. BRHC010669292023

==========

1. Braj Bhushan Dubey Son of Late Raj Nath Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
2. Banshidhar Dubey Son of Late Raj Nath Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
3. Vijay Shankar Dubey Son of Late Raj Nath Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
4. Uma Shankar Dubey Son of Late Raj Nath Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
5. Dev Shankar Dubey Son of Late Raj Nath Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
6. Jogindra Dubey @ Yogendra Dubey Son of Late Markandey Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
7. Jitendra Dubey Son of Late Markandey Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.
8. Rajul KUmar Dubey @ Upendra Dubey @ Rahul Dubey Son of Late Markandey Dubey Resident of Village- Diyari, P.O. Amaon (Baraon), P.S. Karamchat, District- Kaimur at Bhabua.

... ... Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and Land Reforms, Patna.
2. The Collector, Kaimur at Bhabua.
3. The Deputy Collector Land Reforms, Bhabua, District- Kaimur.
4. The Circle Officer, Rampur, District-Kaimur at Bhabua.

5.1. Mahendra Dubey son of Late Raj Narayan Dubey Resident of village- Diyari, P.O. - Amaon (Baraon), P.S. -Karamchat, District- Kaimur at Bhabua.

5.2. Dharmendra Dubey Son of Late Raj Narayan Dubey, Resident of village- Diyari, P.O. - Amaon (Baraon), P.S. -Karamchat, District- Kaimur at Bhabua.

5.3. Sharda Devi D/o of Late Raj Narayan Dubey, Wife of Arun pandey, Resident of village- Sirisiyan, P.O. and P.S. -Kargahar, District- Rohtas.

... ... Respondent/s

==========

WEB COPY

Appearance :
For the Appellant/s : Mr. Ashok Kumar Garg, Advocate
For the Respondent/s : Mr. Abhinav Mishra, GA-6
Mr. Vatsal Vishal, AC to GA-6
Mr. Hardik Domonia, Advocate
Mr. Ishan Bromhbhatt, Advocate
Mr. Kumar Sameer, Advocate
Mr. Kishlay Jha, Advocate
Mr. Ravi Kumar, GP-11
Mr. Akshay Lal Prasad, AC to GP-11

==========

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
and
HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH)

4 28-10-2026 Though the present appeal has been filed against the judgment dated 22.06.2023 passed in C.W.J.C. No.473 of 2023 whereby while dismissing the said petition, the learned single Judge has granted liberty to the appellants herein that in case the second appeal is decided in their favour, they shall be at liberty to prefer application before the mutation authority afresh.

2. Having regard to the nature of the impugned judgment dated 22.06.2023, the learned counsel for the appellants though seeks not to press the present appeal, however submits that the appellants herein would be filing interlocutory application for grant of interim relief in the pending Second Appeal No.145 of 2017.

3. Accordingly, the present appeal stands disposed of as not pressed, however it is needless to state that if the law so permits, nothing prevents the appellants from filing interlocutory

WEB COPY

application in the pending second appeal for grant of interim relief, in accordance with law.

(Mohit Kumar Shah, J)

(Sourendra Pandey, J)

tannu/gautam-

U			

WEB COPY