

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No. 4123 of 2024

In
SECOND APPEAL No.497 of 2012

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Samsudaullah @ Samsudaulla Siddiqui, aged about 69 years, (Male), son of Late Abdul Khalique, resident of village- Kadipur, P.S.- Khairah District-Saran.

... .. Petitioner/s

Versus

1. Salauddin Mian,
2. Samad Mian,
3. Umar Mian,
4. Saphayat Ali @ Safayat Ali, all sons of late Karim Mian,
5. Hatim Ali, son of late Karim Mian,
6. Alauddin, son of Halim Mian,
7. Ahmadi Khatoon, daughter of Halim Mian,
8. Salaha Begum, wife of Late Amiruddin,
9. Md. Alamgir,
10. Ali Sher,
11. Md. Jahangir,
12. Md. Munna,
13. Azaj,
14. Mustaque, all sons of late Amiruddin,
15. Noor Tara,
16. Munni Tara,
17. Chunni Tara, all daughters of late Amiruddin,
18. Sabri Khatoon, wife of Late Sharaf Mian,
19. Rajeeya Khatoon,
20. Raveeya Praveen,
21. Jubbe Praveen,
22. Saneya Praveen, all daughters of Sheb Miya, minor through Sabra Khatoon mother guardian and next friends,
23. Naushad Ali,
24. Shamshad Ali,
25. Amir Ali, all minor sons of Sheb Miya through Sabra Khatoon mother Guardian and next friends,
26. Kaimuddin, son of Alahim Mian,
All resident of Village- Kadipur, Tola Nabiganj, P.O.- Nagra, P.S.- Khairah



District- Saran.

27. Ali Imam, son of Late Noor Mohammad,
28. Ashraf Ali,
29. Kamanullah @ Amanullah,
30. Beaulah @ Bakaulah,
31. Mateullah, all sons of Ali Imam, resident of Village and P.O.- Kopa, P.S.- Kopa, District- Saran.
32. Nasima Khatoon, wife of Late Nazamdaula @ Najmudaullah,
33. Imtayazudaula, son of Late Nazmudaula @ Najmudaullah,
34. Farzana (Minor), daughter of Nazmudaula @ Najmudaullah, through Nasima Khatoon, mother, next friend,
All resident of Mohallah- Kadipur, Nabiganj, P.O.- Nagra, P.S.- Khairah, District- Saran.
35. Samsa Khatoon, daughter of Abdul Khalique, wife of Md. Mujt @ Mustafa, resident of Village- Mahboob Chapra, P.S.- Barhariya, District- Siwan.
36. Sujauddaullah, son of Abdul Khalique, resident of village- Kadipur, Nabiganj, P.O.- Nagra, P.S.- Khairah, District- Saran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arif Daula Siddiquie, Advocate

For the Opposite Party/s :

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 13-02-2026 Heard learned counsel for the petitioner.

2. This MJC application has been filed for restoration of Second Appeal No.497 of 2012 which stood dismissed on 24.09.2024, for non-compliance of order dated 03.09.2024 as against the respondents nos. 4, 9, 24 and 26 to 28.

3. Learned counsel for the petitioner submits that though the order dated 03.09.2024 passed in Second Appeal No.497 of 2012 has been complied, but belatedly.

4. Having regard to the grounds mentioned in the application, same is allowed and Second Appeal No.497 of 2012



is restored to its file and number as against the respondents nos.
4, 9, 24 and 26 to 28.

5. Since the order dated 03.09.2024 passed in Second
Appeal No.497 of 2012 in respect of respondents nos. 4, 9, 24
and 26 to 28 has been complied belatedly. Let the same be
accepted.

6. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

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