

**District-Ranchi**  
***In the court of Civil Judge (Sr.Div.)-I, Ranchi***  
***Present: Ravi Narayan***  
**Civil Judge(Sr.Div.)-I, Ranchi**

Dated, Ranchi, 12<sup>th</sup> day of June, 2026

**Review Petition No. 03 of 2026**  
**CNR No. JHRN020007252026**

1. Ashim Kumar Sinha, S/o Gokulnand Lala, R/o Village- Bariyatu, P.S. Sukhdeo Nagar, District-Ranchi.

2. Kanchan Arya, widow of late Kamal Bhushan,

3. Pawan Kumar Arya, S/o Late Kamal Bhushan,

both R/o Sri Bishwanath Bhawan, Madhukam, Shastri Chowk, P.O. Hehal,  
P.S. Sukhdeo Nagar, District-Ranchi.

.....Petitioners/plaintiffs

Versus

1. Subhash Tirkey, S/o Mandey Tirkey, R/o Village Madhukam, Mahuatoli, P.O. Hehal, P.S. Sukhdeo Nagar, District-Ranchi.

2. Ram Bahadur Singh, S/o Late Tilmi Singh,

3. Mithilesh Kumar Singh, S/o Ram Bahadur Singh,

4. Om Prakash Singh, S/o Ram Bahadur Singh,

2 to 4 are resident of Ratu Road, Pandra, P.O. Hehal, P.S. Sukhdeo Nagar,  
District-Ranchi.

5. Deputy Commissioner, Ranchi, P.S. Kotwali, District-Ranchi.

.....Defendants/opposite Parties.

**Under Order XLVII (1) read with Section 114 and 151 of CPC**

1. The petitioners/plaintiffs have filed this case for restoration of Original Suit No. 110/2020 which was dismissed on 20.02.2024.

2. Plaintiffs/petitioners have submitted that they have filed Original Suit No. 110 of 2020 for seeking various relief as set out in relief portion of the plaint but inadvertently the plaint of the suit was rejected before admission. Further submitted that the original plaintiff No. 2 namely Kamal Bhushan unnaturally died on 30.05.2022 during adjudication and his legal heirs were substituted in the suit. The Sheristedar has pointed out various defects regarding the suit before admission and the defects were removed by the plaintiffs/petitioners. The plaintiffs/petitioners have filed required Court fee of Rs. 48,000/- and process fee of Rs. 25/- as per office note vide order dated 06.04.2023. The plaintiffs/petitioner have filed the second/duplicate copy of plaint on 18.09.2023 as pointed out by the Sheristedar in his office notice. As a matter of fact some original documents relating to the suit were kept by the defendants. It is further submitted that the plaintiffs/petitioners conducting lawyer was suffering from illness as such no Pairvi was made on 20.02.2024 on behalf of the plaintiffs and in spite of the above facts the learned predecessor Court was passed order alleging therein that Plaintiffs/petitioners have not removed the defects as pointed out by the Sheristedar and was reject the plaint under Order VII Rule 11 of the Code fo Civil Procedure vide order dated 20.02.2024 without passing any order on the applications filed by the plaintiffs on 22.06.2023 and 22.08.2023. In view of the above facts prayer has been made to set aside the order dated 20.02.2024 and restore the Original Suit No. 110 of 2020.

3. Heard the learned counsels for the Petitioners/plaintiffs and perused the case record from which it transpires that after registration as Original suit No. 110/2022, record was fixed for admission. After receiving the office note of Sheristedar, Plaintiffs were directed to remove the defects as mentioned in the report. From perusal of office note dated 14.07.2023

submitted by Sheristedar, it appears that Court fee Stamp of Rs. 47880/-, process fee of Rs. 25/- and Xerox copy of documents has been filed by the plaintiffs. The present case has been filed by the petitioners/plaintiffs for restoration of Original Suit No. 110 of 2020 which was dismissed vide order dated 20.02.2024 after the plaintiffs failed to remove the defects as mentioned in the Office note of Sheristedar and therefore it was observed that the conduct of the plaintiffs showed that they have no interest in the case. It appears that the default on part of the petitioners/plaintiffs to conduct the proceeding in Original Suit No. 110 of 2020 was not intentional and now plaintiffs are ready to proceed further in the present case. Moreover, it is in the interest of justice that a case be decided on merits and that the suit be adjudicated. Hence, in the interest of justice, it is proper to allow the Petitioners/plaintiffs to conduct the proceeding in Original Suit No. 110 of 2020.

4. In view of the aforesaid facts and circumstances instant **Review petition No. 03/2026** is hereby allowed. O/C is directed to restore the file of Original Suit No. 110 of 2020 to its original file. Petitioners/plaintiffs are also directed to take proper steps as per the directions of Original Suit No. 110 of 2020 within 14 days from the date of restoration.

O/C is directed to tag the same in its original file.

(Dictated and corrected by me)

Sd/-

(Ravi Narayan)  
Civil Judge (Sr. Div.)-I  
Ranchi  
12/06/2026

Sd/-

(Ravi Narayan)  
Civil Judge (Sr. Div.)-I  
Ranchi  
12/06/2026