

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 45 of 2023

Ram Krishna Mandal and Ors. Petitioner(s)
Versus
The State of Jharkhand and Ors. Respondents.

CORAM : SRI ANANDA SEN, J.

For the Petitioner (s) : Mr. Ram Prakash Singh, Advocate.
For the State : Mr. Aman Shekhar, AC to GA-I.
For other respondents : M/s Kaushal Kishore Mishra and Kaushik
Sharkhel, Advocates.

I.A. No. 2573 of 2024

08/21.06.2024: This interlocutory application has been filed for substitution of legal heirs of respondent No. 15, 16 and 17 namely Bijoy Bouri, Pocha Bouri and Usman Mian respectively, who died during the pendency of this writ petition.

Respondent No. 15 died leaving behind his legal heirs as Menka Bouri, Jhuma Bouri, Niren Bouri, Putul Bouri, Nitesh Bouri, Bishal Bouri and Rakesh Bouri.

Respondent No. 16 died leaving behind his legal heirs as Rubi Bouri, Bhadu Bouri, Mohan Bouri, Binod Bouri, Gopal Bouri and Bipul Bouri.

Respondent No. 17 died leaving behind his legal heirs as Mustafa Ansari, Murtja Ansari, Mustak Ansari, Abul Mobin Ansari, Soyeb Ansari, Jayda Khatun and Menara Khatun.

The petitioners were not aware of the death of the respondents and only after notice returned showing them to be dead, they inquired and got the name of their legal heirs. He submits that cause of action survives, as the matter relates to land dispute.

Considering the said submission, I am inclined to allow this application.

Let the legal heirs be substituted as party-respondents in place of original respondent Nos. 15 to 17.

Let necessary correction be carried out in red ink.

Let the amended cause title page of this petition be filed within a week.

WP(C) 45 of 2023

Issue notice to newly substituted respondents, for which, requisites etc. under ordinary process must be filed within three weeks.