

IN THE HIGH COURT OF JHARKHAND AT RANCHI
FA No. 37 of 2023

Rabia Khatoon & Ors.	...	Appellants
	Versus	
Sthithi Oraon & Ors.	...	Respondents

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Appellants : Mr. Dilip Kr. Prasad, Adv.

05 / 03.09.2024

Heard.

Perusal of the record reveals that the notice issued to the respondent no. 9 in the matter of limitation has returned with the report that the respondent no. 9 has died since long but no prayer for substitution has been made.

Accordingly, this appeal abates against respondent no. 9.

Further perusal of the record reveals that the notice issued upon the respondent nos. 1 to 8 and 10 in the matter of limitation has not been validly served.

Issue fresh notice to the respondent nos. 1 to 8 and 10 in the matter of limitation.

The appellants are directed to file requisites of notice through both processes i.e. under registered post with A/D as well as through the process of the Court within four weeks, failing which, this appeal shall stand dismissed without further reference to the Bench.

Rule is made returnable within six weeks.

List this appeal after receipt of the service report of the notice issued to said respondents.

(ANIL KUMAR CHOUDHARY, J.)