

"
ITEM NO.66 COURT NO.3 SECTION XVI
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).17585/2013
(From the judgement and order dated 04/01/2013 in FA No.130/2010,IA
No.3751/2012 of The HIGH COURT OF PATNA)

BRAJ KISHORE KUMAR & ORS. Petitioner(s)
VERSUS

CHANDRA KISHORE KUMAR & ORS. Respondent(s)
(With prayer for interim relief and office report)

Date: 10/05/2013 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Mr. Nagendra Rai, Sr. Adv.
Mr. Smarhar Singh, Adv.
Mr. Chandra Prakash, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

This petition is directed against order dated 4.1.2013 of
the Patna High Court, whereby the learned single Judge of the High
Court dismissed the application filed by the petitioners under Order
41 rule 5, CPC.

We have heard Shri Nagendra Rai, learned senior counsel for
the petitioners and perused the record.

In our considered view, the order under challenge does not
suffer from any legal infirmity requiring interference under Article
136 of the Constitution.

The special leave petition is accordingly dismissed.

| (Parveen Kr.Chawla)
| Court Master
|

| | (Phoolan Wati Arora)
| | Court Master
|