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15/5/12

IN THE HIGH COURT OF JUDICATURE AT PATNA

(Miscellaneous Judicial Jurisdiction)

M.J.C.No. _____ of 2012

(Arising out of the order dated 27.4.12 passed by the
Hon'ble Mr. Justice Ravi Ranjan, J. in CwgC No. 16532/07)

Ramesh Jha...

Petitioner

Versus

The State of Bihar & ors....

Opp. parties.

Sub :

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SPECIAL
COMPLAINT
AUTH. NO. 3111/2012
INDIA
BANGALORE
714466
BIHAR
5951 538

IN THE HIGH COURT OF JUDICATURE AT PALNA

(Miscellaneous Judicial Jurisdiction)

M.J.C.No. _____ of 2012

(Arising out of the order dated 27.4.12 passed by the

Hon'ble Mr. Justice Davi Ranjan, J. in CWC No 16532/07)

Filed through!
Amar Nath Jha,
Advocate
AOR. No-00444
17/11/12

In the matter of an
application Under Article
22b of the Constitution
of India;

A n d

In the matter of :-

Ramesh Jha son of Late Paghunath Jha, resident of
village-Sihpur, P.S. Kumarkhand, District-Madhepura.

.... Petitioner

Versus

3.

named petitioner;

Most Respectfully Sheweth :-

1. That this is an application for restoration of C.W.J.C.No.16532/07 (Ramesh Jha Vs. The State of Bihar & ors.) to its original file which has stood dismissed for default vide order dated 27.4.12 passed by Hon'ble Mr. Justice Ravi Sanjan, J. in C.W.J.C.No. ^{16532/07} ~~27.4.12~~ for want of prosecution.
2. That no such application has ever been preferred on behalf of the petitioner anytime earlier than this in the instant matter in this hon'ble Court.
3. That actually petitioner had taken the file from the concerned lawyer but could not appoint another lawyer as in the family an incident took place. Therefore when the case was called out no body could appear on behalf of the petitioner. Hence the case stood dismissed for want of prosecution on 27.4.12 vide

4.

vide order passed by Hon'ble Mr. Justice Kavi Ranjan, J.

4. That there is no wilful latches on the part of the petitioner and if the case is not restored to its original file he will suffer alot.

It is, therefore, prayed that your

Lordships may graciously be pleased to

allow this application restoring the

C.W.J.C.No.16532/07 to its original file

And/or

Be further pleased to pass such other order/

orders as your Lordships may deem fit and

proper.

And, for this, the petitioner shall ever pray.

5.

A f f i d a v i t

I, Ramesh Jha aged about 69 years, son
Late Raghunath Jha, resident of village-Sihpur, P.S.
Kumarkhand, District-Madhepura, do hereby solemnly
affirm and say as follows :-

1. That I am petitioner in this case and as
such am fully acquainted with the facts and circumsta-
nces of the case.
2. That the contents of this petition have been
read over and explained to me in Hindi and which I have
fully understood and they are true to my knowledge.
3. That the statement made in paragraphs 2, 4
are correct and true to my knowledge, those statement
made in paragraphs 3(P) is based on information derived
from the records of the case, and rest are by way of
submissions.

4x

~~XXXX XXX XXXXXXXX~~

Ramesh Jha,