

**IN THE HIGH COURT OF JHARKHAND AT RANCHI  
C.M.P. No. 408 of 2024**

Central Coalfields Ltd. through its General Manager (L&R) Ramdarsh Sah, working for gain at Central Coalfields Ltd. Darbhanga House, P.O. -Ranchi, P.S. Kotwali, District-Ranchi.

..... ... Petitioner

Versus

1. Ashok Kumar Mahto son of Shyam Lal Mahto
2. Mukesh Kumar Mahto son of Shyam Lal Mahto
3. Jhunia Devi, daughter of Shyam Lal Mahto
4. Meena Devi, daughter of Shyam Lal Mahto
5. Loknath Mahto, son of Dhani Mahto

All are resident of Vill-Kujju, P.O. & P.S. Mandu, District – Hazaribag Now Ramgarh (Jharkhand).

6. Deputy Commissioner, Hazaribagh, P.O., P.S. and District - Hazaribagh.

..... ... Opposite Parties

**CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI**

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For the Petitioner : Mr. Shivam Sahay, Advocate.  
For the State : Mr. Rituraj, A.C. to S.C.-VI.

**04/ 28.02.2025** This petition has been filed for modification of the order dated 02.03.2023 passed by this court in F.A. No. 146 of 2008.

2. Learned counsel appearing for the petitioner submits that respondent Nos. 1 and 2 in the F.A. No. 146 of 2008 have left for their heavenly abode. He submits that earlier the said F.A. was dismissed for default and for restoration of the same, C.M.P. No. 10 of 2015 was filed and in the said CMP, the prayer for substitution was also made, the said CMP was allowed by order dated 11.12.2020 and F.A. No. 146 of 2008 was restored to its original file and thereafter the said F.A. was decided on 02.03.2023. He further submits that inadvertently in the said F.A., the legal heirs and successors of respondent Nos. 1 and 2 have not been

substituted. He submits that he may be allowed to withdraw this petition with the liberty to file the civil review.

3. Permission is accorded.

4. As such, this petition is disposed of with the aforesaid liberty.

**(Sanjay Kumar Dwivedi, J.)**

*Amitesh/-*