

IN THE COURT OF COMMISSIONER, SARAN DIVISION, CHHAPRA

B.L.D.R. Appeal No.107/2011

Surendra Nath Chaterjee Appellant.

Vrs

1. Abhay Kumar & others
2. The D.M. Siwan Respondents

ORDER

13.04.2013

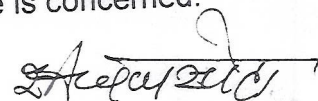
The instant appeal is directed against the impugned order passed by DCLR, Siwan Sadar in BLDR case No. 14/2010-11 on 09.08.20011.

2. This case was admitted by this Court on 17.09.2011. Later on when the case was taken up for final hearing on 09.04.13, the learned counsel appearing on behalf of the appellant filed a withdrawal petition on the plea that the appellant is no longer interested to pursue this case. But the said withdrawal petition was not supported by any affidavit to said effect. This Court was pleased to grant three days time to the learned counsel for the appellant to file an affidavit duly sworn by the appellant.

3. The learned counsel filed an affidavit on 10.04.13 duly sworn by the sole appellant.

4. The learned counsel for the private respondents did not raise any objection to the prayer made by the appellant's counsel.

5. Thus, for the reason aforesaid this Court does not find any reason not to accept the prayer made by the learned counsel for the appellant. Accordingly the prayer is allowed so far it relates to withdrawal of the case is concerned.



Commissioner
Saran Division, Chapra