

*Privy Council Appeal No. 47 of 1920.*

*Patna Appeal No. 10 of 1918.*

Rai Baijnath Goenka Bahadur, since deceased (now represented by  
Kedar Nath Goenka) - - - - - *Appellant*

*v.*

Nanda Kumar Singh and others - - - - - *Respondents*

FROM

THE HIGH COURT OF JUDICATURE AT PATNA.

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JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF THE  
PRIVY COUNCIL, DELIVERED THE 12TH FEBRUARY, 1923.

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*Present at the Hearing :*

VISCOUNT FINLAY.  
LORD DUNEDIN.  
LORD ATKINSON.  
SIR JOHN EDGE.  
MR. AMEER ALI.

[*Delivered by* VISCOUNT FINLAY.]

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In their Lordships' opinion this case is governed by the judgment in the case of *Raja Bhup Indar Bahadur Singh v. Bijai Bahadur Singh* (27 I.A., 209).

Their Lordships will humbly advise His Majesty that the appeal should be dismissed with costs.

In the Privy Council.

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RAI BAIJNATH GOENKA BAHADUR, SINCE  
DECEASED (NOW REPRESENTED BY  
KEDAR NATH GOENKA)

vs.

NANDA KUMAR SINGH AND OTHERS.

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DELIVERED BY VISCOUNT FINLAY.