

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1352 of 2014

IN

Civil Writ Jurisdiction Case No. 16358 of 2013

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Murari Krishna Sahay, son of late Achyutanand Sahay, presently posted as SSO (A) in the office of FA & CAO/F/ East Central Railway, Hajipur, P.S. Hajipur Sadar, District- Vaishali at Hajipur

.... Petitioner/Appellant

Versus

Smt. Neelam Sahay @ Babi, D/o late Surendra Prasad Sinha and wife of Murari Krishna Sahay, resident of Mohalla- Tilaha Dharmshala, Braj Kunj Gali, P.S.- Civil Line Gaya, District- Gaya

.... Respondent/Respondent

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Appearance :

For the Appellant : Shri Nityanand Mishra, Adv.

For the Respondents : Shri Balmiki Pandey Bhaskar, Adv.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 16-01-2015

This Letters Patent Appeal is filed assailing the order dated 23.4.2014, passed in C.W.J.C. No.16358/2013.

The writ petition, in turn, was filed against the order passed by the learned Additional Principal Judge, Family Court, Patna, awarding some maintenance to the respondent herein. Learned single Judge dismissed the writ petition.

It is not in dispute that the writ petition itself was filed under Article-227 of the Constitution. It is almost in civil revision. Clause-X of the Letters Patent does not permit of filing of Appeals against the orders passed by learned single Judge in exercise of revision jurisdiction.

The Letters Patent Appeal is accordingly
dismissed as “not maintainable”.

(L. Narasimha Reddy,CJ)

(I. A. Ansari, J)

K.C.jha/-
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