

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.3929 of 2016**

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Purnima Das

.... .... Petitioner/s

Versus

Balram Das

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Gyan Prakash Ojha

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR**  
**SAHOO**

**ORAL ORDER**

2      06-04-2016

Heard the learned counsel for the petitioner.

This application has been filed for transfer of Matrimonial suit from the District of Purnea to District of Araria.

There is specific provision for transfer under Section 24 of the Code of Civil Procedure. The petitioner has also leveled this application as an application under Section 24 CPC but since Article 227 is added, the application has been registered as writ application, in my opinion, since the petitioner has got statutory right under Section 24 of the CPC, the application should be registered as Misc. case.

The learned counsel for the petitioner seeks permission to delete the provision of Article 227 in the provision of law and then after deletion, the application may be registered as Misc. Jurisdiction Cases and it may be placed before appropriate Bench

by the office.

The petitioner must delete the provision of law Article 227 of the Constitution of India during the course of the day.

(Mungeshwar Sahoo, J)

Sanjeev/-

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