

IN THE HIGH COURT OF JUDICATURE AT PATNA
First Appeal No.57 of 2000

=====

Anil Kumar Singh

.... Appellant/s

Versus

Smt Kusum Pyari

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Kalyan Kumar Ghose
Mr. Shantanu Banerjee
Mr. Archana Munakshee

For the Respondent/s : Mr. Kaushal Kishore
Mr. Rajesh Kumar
Mr. Sri Kant Sharma

=====

CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

15 03-07-2017 The learned counsel for the appellant as well as the learned
counsel for the respondent are present. They are heard.

It appears that by this First Appeal, the appellant is
challenging the judgment and decree dated 10th December, 1999
passed by the learned Principal Judge, Family Court, Patna in
Matrimonial Case No.141 of 1996.

A Division Bench decision of this Court reported in **2009**
(3) PLJR 990 has held that ‘against the judgment passed by the
Principal Judge, Family Court, Misc. Appeal will be maintainable
and according to Section 19 of the Family Court Act, 1984, the
Appeal is to be heard by a Division Bench.

In view of the above position of law, the learned counsel for



the appellant seeks permission to convert this First Appeal to Misc. Appeal. Accordingly, permission is accorded. The appellant shall convert this First Appeal to Misc. Appeal within six weeks failing which this First Appeal shall stand dismissed as not maintainable.

(Mungeshwar Sahoo, J)

Sanjeev/-

U			
---	--	--	--

