

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.658 of 2018

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Amit Kumar, Son of Sri Ajai Kumar, Resident of A-703, Sector 'C'
Mahanagar, Lucknow- 226006 (Uttar Pradesh). Appellant/s

Versus

Saumya, Daughter of Sanjeev Kumar and Wife of Amit Kumar, presently
residing at Saketpuri, Road No.- 1, P.S.- Ahiapur, District- Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Appellant/s : M/s Ajay Kumar Sinha, Advocate

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

and

HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

(Per: HONOURABLE DR. JUSTICE RAVI RANJAN)

2 20-09-2018 Learned counsel for the appellant seeks leave to

withdraw this appeal to move afresh before a competent forum

in view of the fact that as per the decision of the Division

Bench of this Court rendered in **Md. Akil Ahmad Vs. The
State of Bihar & anr. [2016(4) PLJR (HC) 968]**, the appeal

would not be maintainable rather a petition under Article 226 of

the Constitution of India would be the proper remedy.

Accordingly, learned counsel for the appellant is

permitted to withdraw this appeal for seeking the remedy

before competent forum.

(Dr. Ravi Ranjan, J)

(Madhuresh Prasad, J)

Spd/-

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