

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11124 of 2018

Arising Out of PS. Case No.- Year-1111 Thana- District-

Ram Naresh Rai, son of Late Ganga Vishnu Rai, resident of Village- Alice Jute Mill Purnea Line, Quarter No. 167, 24 Pargana Kolkata. Permanent resident of Hettanpur, Police Station- Patory, District- Samastipur.

... .. Petitioner

Versus

1. State Of Bihar
2. Gangiya Devi, wife of Ram Naresh Rai, resident of Mohalla- Marufganj, Adra Ghat, Patna City, Police Station- Chowk, District- Patna. Permanent resident of Hettanpur, Police Station- Patory, District- Samastipur.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr.Surya Narayan Roy
For the Opposite Party/s : Mr. Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

8 24-06-2019 This application has been filed for transfer of Maintenance Case No. 303(M) of 2017 from the Court of Principal Judge, Family Court, Patna to the Principal Judge, Family Court, Samastipur on the ground that he has filed a partition suit before the Sub-Judge, Samastipur, which is pending and as such it would be convenient for the petitioner if the Maintenance case is transferred to Samastipur. It is also submitted that opposite party No.2 is residing at Samastipur.

In this case notice was issued to opposite party No.2 but in spite of best efforts notice has not been served upon her.

In the facts and circumstances, the ground taken by the petitioner for transfer of maintenance case does not appear



to be convincing as she has filed the maintenance case before the Family Court, Patna in the year 2017 and the same could have been disposed of, had petitioner co-operated in disposal of the case. Petitioner is directed to appear in Maintenance case at Patna.

Accordingly, this application is dismissed.

Learned Principal Judge, Family Court, Patna is directed to expedite the matter.

(Vinod Kumar Sinha, J)

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