

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL REVISION No.222 of 2017

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Smt. Neelam Devi wife of Shri Kamlesh Prasad Singh, Resident of Village-Khaira, Police Station- Bahadurpur, District- Darbhanga.

... .. Petitioner/s

Versus

1. Haresh Prasad Singh
2. Dinesh Prasad Singh
Sl.No. 1 and 2 are sons of Late Laxmi Narayan Singh, Resident of Village-Khaira, Police Station- Bahadurpur, District- Darbhanga.
3. Suresh Prasad Singh.
4. Kamlesh Prasad Singh,
Sl.No. 3 and 4 are sons of Late Laxmi Narayan Singh, Resident of Village-Khaira, Police Station- Bahadurpur, District- Darbhanga.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 06-01-2020 This application has been filed under Section 115 of the Code of Civil Procedure against an order dated 04.08.2017, passed by the learned District Judge, Darbhanga in Misc. Appeal No. 08 of 2017, whereby he has set aside an order dated 12.04.2017, passed by the learned Sub-Judge-IV, Darbhanga in Title Suit No. 146 of 2015 on a petition under order 39 Rule 2 of the CPC.

It has been rightly pointed out by the office that this Civil Revision application under Section 115 of the CPC cannot be entertained and the petitioner's remedy lies under Article 227



of the Constitution of India by filing civil miscellaneous application.

This application is accordingly dismissed as not maintainable.

(Chakradhari Sharan Singh, J)

Rajesh/-

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