

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.241 of 2021

Kanhaiya Kumar Srivastava @ Manohar Kumar Srivastva Son of OmPrakash Srivastava @ Om Prakash Prasad Resident of Village- Baisakhwa Tola- Paterwa, Post Office- Baisakhwa, P.S.- Gopalpur, District- West Champaran, Present address- Village- Tumariya tola, P.O. and P.S.- Raxaul, District- East Champaran

... .. Appellant/s

Versus

Sanju Srivastva Wife of Kanhaiya Kumar Srivastava @ Manohar Kumar Srivastava, D/o Anjani Kumar Srivastava, Resident of village- Tumariya tola, P.O.- Raxual, District- East Champaran. At present- Mohalla- Sarvodaya Nagar, Hawai Adda, Tola- Bariyarpur Chhota, P.O.- Motihari, P.S.- Chhatauni, District- East Champaran.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Pravin Kumar, Advocate
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

4 19-07-2024 Heard Miscellaneous Appeal No. 241 of 2021.

2. *Prima facie*, the present Miscellaneous Appeal is not maintainable in the light of Co-ordinate Bench decision dated 24.06.2023 in Miscellaneous Appeal No. 237 of 2020 (*Md. Manjoor Alam @ Md. Manzoor Alam vs. Hasena Khatoon*). On the other hand, appellant has remedy under criminal revision. Thus, the present Miscellaneous Appeal No. 241 of 2021 stands disposed of for the purpose of statistics.

3. Registry is hereby requested to convert this Miscellaneous Appeal to that of criminal revision and list this



matter before the concerned Roster Bench.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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