

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.107 of 2020

Mukesh Kumar @ Guddu Son of Raj Karan Singh, Resident of Village Narainpur, P.O. Raja Bigha, P.S. Narhat, District Nawada.

... .. Appellant/s

Versus

Priya Kumari Wife of Mukesh Kumar @ Guddu, Daughter of Shashi Bhushan, Resident of Village Narainpur, P.S. Narhat, District Nawada, at present resident of Village and P.O.-Bhadokhara, P.S. Muffasil, District Nawada.

... .. Respondent/s

Appearance :

For the Appellant/s : None

For the Respondent/s : None

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI

and

HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY

ORAL ORDER

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

2 05-09-2024 None appears for the respective parties.

2. *Prima facie*, the present Miscellaneous Appeal is not maintainable in the light of decision dated 16.09.2016 passed in Criminal Miscellaneous No. 22165 of 2016 (*Md. Akil Ahmad vs. State of Bihar & Anr.*) reported in 2016(4) PLJR 968. On the other hand, appellant has remedy under civil miscellaneous petition. Thus, the present Miscellaneous Appeal No. 107 of 2020 stands disposed of for the purpose of statistics.

3. Registry is hereby requested to convert this Miscellaneous Appeal to that of civil miscellaneous petition and list this matter before the concerned Roster Bench.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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