

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.259 of 2023

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Amit Kumar Son of Jai Ram Prasad, By Path Hindu by occupation by Rly. Employee, Resident of Mohalla-Shivajee Nagar Laliyahi under Ward No. 10, Katihar, P.S.-Shayak Katihar, District-Katihar.

... .. Appellant/s

Versus

Kumari Kajal Wife of Amit Kumar, Daughter of Sadanand Prasad@ Sadanaand Ram, By Path Hindu by occupation housewife, Resident of Mohalla-Naya Tola Shiv Mandir Chowk, under ward No. 34, Katihar P.O. Katihar, P.s. Naagar, Katihar, District Katihar.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Mukund Mohan Jha
For the Respondent/s : Mr.

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

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

2 13-08-2024 Heard Miscellaneous Appeal No. 259 of 2023.

2. *Prima facie*, the present Miscellaneous Appeal is not maintainable in the light of Co-ordinate Bench decision dated 18.05.2010 in Civil Revision No. 346 of 2010 (*Neelam Kumari Sinha vs. Shree Prashant Kumar*). On the other hand, appellant has remedy under civil miscellaneous petition. Thus, the present Miscellaneous Appeal No. 259 of 2023 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 at the earliest.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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