

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.434 of 2021

Arising Out of PS. Case No.- Year-0 Thana- District- Patna

=====

Saurabh Kumar Sanjay @ Saurabh Kumar S/o- Late Trilioki Nath Gupta
R/M- Morcha Road, Nehru Tola, P.O. - Begampur, P.S. - Chowk, Patna City,
Distt. - Patna.

... .. Petitioner

Versus

1. The State of Bihar
2. Smt. Priyanka Kumari @ Dolly D/o- Sri Baiju Gupta R/M- Sakurabad, P.S. -
Jehanabad, Distt. - Jehanabad.

... .. Respondents

=====

Appearance :

For the Petitioner/s	:	Mr. Vijay Kumar Sinha, Advocate
For the Respondent/s	:	Mr. Shailendra Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 02-01-2024 Heard learned counsel for the petitioner in limitation
as well as admission matter.

2. The I.A. No. 1 of 2021 has been filed seeking
condonation of delay of one year four months in filing of the
revision application.

3. Considering that the impugned order is dated
17.12.2019 passed by learned Principal Judge, Family Court,
Patna in Matrimonial Case No. 1226 of 2016 and only three
months thereafter the corona period begun, this Court is of the
considered opinion that the reasons shown are sufficient to
condone the delay.

4. The delay is condoned.

5. While hearing the application on merit, this Court finds that the present revision application has been preferred against an interim order passed by the learned Principal Judge, Family Court under Section 24 of the Hindu Marriage Act. The learned court has been pleased to pass an order directing an interim maintenance of Rs. 7,000/- and cost of litigation at Rs. 5,000/-.

6. Learned counsel for the petitioner, at this stage, submits that he would seek permission to convert this application in a civil miscellaneous application under Article 227 of the Constitution of India.

7. As prayed, this Court allows the prayer made on behalf of the petitioner to convert this application under Article 227 of the Constitution of India at the risk of the petitioner.

8. The office shall do the needful.

(Rajeev Ranjan Prasad, J)

Rishi/-

U			
---	--	--	--