

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL MISCELLANEOUS JURISDICTION No.918 of 2019**

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Baleshwar Singh Son of Ranjan Singh (deceased) Resident of Village-  
Ganiyari, P.S.- Desari, District- Vaishali.

... .. Petitioner/s

Versus

1. Most. Bimla Kunwar Wife of Late Ramchandra Singh Resident of Village-  
Ganiyari, P.S.- Desari, District- Vaishali.
2. Birendra Singh Son of Late Ram Chandra Singh Resident of Village-  
Ganiyari, P.S.- Desari, District- Vaishali.
3. Dilip Singh Son of Late Ram Chandra Singh Resident of Village- Ganiyari,  
P.S.- Desari, District- Vaishali.
4. Pratima Devi Daughter of Late Ram Chandra Singh Resident of Village-  
Ganiyari, P.S.- Desari, District- Vaishali.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Awadhesh Kumar Singh Tarun, Advocate  
For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA**  
**ORAL ORDER**

3      07-05-2024                      The matter has been listed on mentioning being made  
on behalf of the petitioner.

2. Learned counsel for the petitioner submits that under some impression the instant Civil Miscellaneous has been filed against an order by which the probate case filed by the petitioner has been dismissed by the learned trial court on the point of limitation. Learned counsel seeks permission to convert the present petition into an appeal.

3. Learned counsel for the petitioner is permitted to convert the present petition into an appeal by 17.05.2024, failing



which the petition will be dismissed.

4. It goes without saying the petitioner is entitled for benefit of Section 14 of the Limitation Act so far as permissible.

**(Arun Kumar Jha, J)**

DKS/-

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