

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.633 of 2024

Sanjeev Kumar son of Shri Sheo Shankar Prasad, resident of House No 83, Room No 201, Maszid Moth, South Extension, Ps-New Delhi (Opposite Party), presently residing aC-252, Patel Garden, Kakrola, Dwarka More, New Delhi 110059.

... .. Petitioner/s

Versus

1. Sandhya Rani w/o Sanjeev Kumar, resident of Mohalla Yarpur, Gopal Sharan Apartment, Flat No 102, PS-Gardanibagh, District-Patna.
2. Nilam Devi W/o Brij Bhushan Prasad, R/o Chanakya Hospital, Near Indian Gas Agency, Kankerbagh, Town and District-Patna.

... .. Respondent/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 09-09-2024 The matter has been taken up on mentioning being made on behalf of the petitioner.

2. The instant petition has been filed against the order dated 23.03.2024 passed by learned Additional Principal Judge, Family Court, Patna in Guardianship Case No. 39 of 2018, whereby and whereunder the application filed by the petitioner under Order VII Rule 11(a) and (d) r/w 1(f) and Section 151 of the Code of Civil Procedure read with Section 9 of the Guardian and Wards Act has been rejected. Such an order is assailable under Section 115 of the Code of Civil Procedure and could not be entertained in Civil Miscellaneous Jurisdiction under Article



227 of the Constitution of Indian.

3. Faced with the situation, learned counsel for the petitioner seeks permission to convert the present petition into a Civil Revision Petition.

4. Permission is accorded.

5. Learned counsel for the petitioner is directed to convert the present petition into a Civil Revision Petition within two weeks.

6. Office is directed to extend all cooperation towards conversion.

(Arun Kumar Jha, J)

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