

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.988 of 2023

Rakesh Narayan Singh Son of Late Kamal Deo Narayan Singh Resident of Village and P.O. and P.S.- Parbatta, District- Khagaria.

... .. Petitioner/s

Versus

1. Sanjeev Kumar S/o Mithilesh Pd. Singh Resident of Village- Dumaria, P.S.- Parbatta, District- Khagaria.
2. Rajeev Kumar, S/o Late Mithilesh Pd. Singh Resident of Village- Dumaria, P.S.- Parbatta, District- Khagaria.
3. Suman Kumar Singh, S/o Late Umesh Pd. Singh Resident of Village- Dumaria, P.S.- Parbatta, District- Khagaria.
4. Abhay Kumar Singh, S/o Late Vivekanand Singh Resident of Village- Dumaria, P.S.- Parbatta, District- Khagaria.
5. Kanhaiya Singh, S/o late Raman Kumar Singh Resident of Village- Dumaria, P.S.- Parbatta, District- Khagaria.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rakesh Narayansingh, Advocate
For the Respondent/s	:	Mr. Rajesh Kumar, Advocate
		Mr. Sudarshan Kumar, Advocate
		Mr. Praveen Kumar, Advocate
		Mr. Rohit Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

6 25-07-2024 The present petition has been filed under Article 227 of the Constitution of India against the order dated 20.09.2023 passed by the learned Sub Judge-I, Gogri in Title Suit No. 36 of 2021 whereby and whereunder the learned trial court dismissed the petition of the petitioner filed under Order-7 Rule-11 of the Code of Civil Procedure, 1908 (for short 'the Code').

02. If the petition of the petitioner before the learned trial court filed under Order 7 Rule 11 of the Code would have



been allowed, it would result in the end of the matter before the learned trial court and hence, against such order, revision application under Section 115 of the Code is maintainable.

03. Faced with the situation, learned counsel appearing on behalf of the petitioner seeks permission to convert the instant civil miscellaneous application into civil revision application under Section 115 of the Code.

04. As prayed, he is permitted to do so within four weeks.

05. The office is directed to extend all co-operation to the learned counsel for the petitioner towards conversion.

(Arun Kumar Jha, J)

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