

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1114 of 2023

1. Chief Executive Officer, Bihar State Sunni Waqf Board Patna namely Khursheed Ahmad Siddiqui aged about 58 years, Male, Son of Anwarul Haque Siddiqui, Ali Imam Path (34 Harding Road), P.S.- Gardanibagh, District- Patna.
2. Md. Shakeel Akhtar @ Shakeel, Son of Md. Ismail @ Ismail, (Mutwalli, Waqf Estate No. 614), Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.

... .. Petitioner/s

Versus

1. Sohail Akhtar Son of Late Md. Ismail Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
2. Juned Alam, Son of Late Md. Ismail Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
3. Tavsir Alam, Son of Late Md. Ismail Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
4. Nujhat Praveen, Daughter of Late Md. Ismail, Wife of Md. Aslam @ Talha, Resident of Village- Gaishal Talbasti, P.S.- Islampur, District- North Dinajpur (W.B.).
5. Israt Jahan, Daughter of Late- Md. Ismail and Wife of Nawazis Ali, Resident of Village- Balubadi, P.S.- Paharkattha, District- Kishanganj.
6. Sanjira Khatoon, Daughter of Late Md. Ismail and Wife of Harun Rashid, Resident of Village- Ramganj, P.S.- Islampur, District- North Dinajpur (W.B.).
7. Gulrej Alam, Son of Late Md. Safique Alam and Masiha Khatoon, daughter of Late- Md. Ismail, Resident of Village- Bagalbari, P.S.- Paharkattha, District- Kishanganj.
8. Yasmin Ara, Wife of Late Jahir Alam Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
9. Md. Gufran, Son of Late Jahir Alam Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
10. Md. Akmal, Son of Late Jahir Alam Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
11. Afrin, Daughter of Late Jahir Alam Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
12. Tanvir Alam, Son of Late Md. Ismail Resident of Village- Chhattargachh, P.S.- Paharkattha, District- Kishanganj.
13. The State of Bihar, through the Collector, Kishanganj, P.O. and P.S. and District- Kishanganj.
14. The Circle Officer, Pothia, P.O. and P.S.- Pothia, District- Kishanganj.



... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Md. Helal Ahmad, Advocate
For the Respondent/s : Mr.Md. Khurshid Alam (AAG12)

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 13-08-2024 The matter has been listed on mentioning being made on behalf of the petitioners.

2. The petitioners have challenged the order dated 18.06.2022 passed by learned Sub-Judge 1st, Kishanganj in Title Suit No. 36 of 2021, whereby and whereunder the learned trial court has dismissed the petition filed by the petitioners under Order VII Rule 11 of the Code of Civil Procedure.

3. If the petition of the petitioners would have been allowed, that would have been the end of the matter before the learned trial court and against such order a Civil Revision under Section 115 of the Code of Civil Procedure would lie.

4. At this stage, learned counsel for the petitioners seeks permission to convert the present petition into Civil Revision petition.

5. Permission is accorded.

6. Learned counsel for the petitioners is directed to convert the present petition into Civil Revision petition within two weeks from today.



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

(Arun Kumar Jha, J)

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