

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.846 of 2019

1. Vikash Kumar Murarka Son of Late Jagdish Prasad Murarka Resident of East Lohanipur, Kashi nath Lane, Maha Devi Apartment, Patna, P.S.- Kadamkuan, Patna, original Resident of Village- Phulwaria, P.S.- Teghra in the District of Begusarai.
2. Shambhu Prasad Murarka Son of Late Jagdish Prasad Murarka Residing at Mandi Main Road, near Chemanhatti BMTC Busstand Jeti Palya Opposite Government School Bangalore-30.
3. Arun Kumar Murarka Son of Late Jagdish Prasad Murarka Resident of East Lohanipur, Kashi nath Lane, Maha Devi Apartment, Patna, P.S.- Kadamkuan, Patna, original Resident of Village- Phulwaria, P.S.- Teghra in the District of Begusarai.
4. Smt. Radha Devi W/o Late Jagdish Prasad Murarka Residing at Mandi Main Road, near Chemanhatti BMTC Bus Stand Jeti Palya Opposite Government School Bangalore- 30.
5. Ranjana Goenka W/o Nand Kishore Goenka Resident of Goenka Niwas opposite Ajanta Cinema, Patal Babu Road Pacheriwali Gali, P.S.- Town, District- Bhagalpur.
6. Rajkumari Devi W/o Rajkumar Agrawal Resident of Bani Pusa Road Bazar, C/o Agrawal, Vastralaya at Pusa Road, P.S.- Sadar, District- Samastipur, Bihar.

... .. Appellant/s

Versus

Shambhu Prasad Das S/o Late Banarsi Das Resident of Village- Sokhara, P.S.- Phulwaria, District- Begusarai.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Mani Shankar Kumar, Advocate
For the Respondent/s : Mr.Sumeet Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 20-03-2025 Heard Miscellaneous Appeal No. 846 of 2019.

2. *Prima facie*, the present Miscellaneous Appeal is not maintainable in the light of decision dated 18.05.2010 in Civil Revision No. 346 of 2010 (Neelam Kumari Sinha vs. Shree Prashant Kumar). On the other hand, appellant has



remedy under civil revision petition. Thus, the present Miscellaneous Appeal No. 846 of 2019 stands disposed of.

3. Registry is hereby directed to convert this Miscellaneous Appeal to that of civil revision petition and list this matter before the concerned Roster Bench and further the learned counsel for the petitioner should complete all process of conversion of this appeal within six weeks.

(Ramesh Chand Malviya, J)

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