

Sunaina Devi Vs. Raj Narayan Singh

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Court : Patna

Decided On : May-17-2012

Appellant : Sunaina Devi

Respondent : Raj Narayan Singh

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Miscellaneous Appeal
No.212 of 2011

===== Sunaina
Devi Appellant/s Versus Raj Narayan Singh Respondent/s
=====

Appearance : For the Appellant/s : Mr. For the Respondent/s : Mr.

===== CORAM:

HONOURABLE MR. JUSTICE SHIVA KIRTI SINGH And HONOURABLE MR.
JUSTICE ADITYA KUMAR TRIVEDI ORAL ORDER (Per: HONOURABLE MR.
JUSTICE SHIVA KIRTI SINGH

17. 01-2012 Heard the parties in respect of I.A. No.1962 of 2011. For the reasons mentioned in that application under Section 5 of the Limitation act, the delay of six days in preferring this appeal is condoned. The I.A. is allowed. For appreciating the submissions advanced on behalf of appellant that actually no notice was served upon her in the matrimonial suit bearing Divorce Suit No.11 of 1998 disposed of by First Additional Sessions Judge, Vaishali at Hajipur on 18th August, 1999 and that no steps were taken to procure her attendance for amicable

settlement of the dispute, it is necessary to peruse the lower court records, hence call for the lower court records of Divorce Suit No.11 of 1998 noted above from the court concerned and also the records relating to Miscellaneous Case No.1 of 2000 which has been disposed of Patna High Court MA No.212 of 2011 (7) dt.17-01-2012 -2- on 5th January, 2011 by the Principal Judge, Family Court, Vaishali at Hajipur. The records are expected to reach this Court within eight weeks. Put up this case immediately after receipt of the records. (Shiva Kirti Singh, J.) PN (Aditya Kumar Trivedi, J.)

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