

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.518 of 2016**

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Vijay Singh
..... Appellant/s

Versus

Ramashray Singh & Ors
..... Respondent/s

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Appearance :
For the Appellant/s : Mr. Anirudh Kumar Sinha
For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO**
ORAL ORDER

2 05-09-2016 Heard the learned counsel for the petitioner.

Perused the order dated 24.02.2016 passed by Munsif IInd,
Begusarai in Title Suit No.65 of 1996.

From perusal of the impugned order, it appears that the
Court below rejected the application filed by the present petitioner
for determination of the valuation of the suit property. According
to the petitioner who is defendant in the Court below, the
valuation of the suit property is more than one lakh. The Court
below recorded clear finding that this question is not a pure
question of law rather it is mixed question of fact and law. As
such cannot be decided as preliminary issue.

In view of the above, I find no reason to interfere with the
impugned order and accordingly, this Civil Misc. application is
dismissed.

Sanjeev/-

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(Mungeshwar Sahoo, J)