

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.1476 of 2016**

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Smt. Mona Devi @ Musmat Mona Kunwar & Ors
..... Petitioner/s

Versus

Smt. Bimla Devi & Ors
..... Respondent/s

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Appearance :

For the Appellant/s : Mr. Dharmendra Kumar Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR SAHOO
ORAL ORDER

2 21-12-2016 Perused the impugned order dated 19.09.2016 passed by
Sub Judge IV, Sasaram in Title Suit No.1101 of 2014 whereby the
court below rejected the application filed by the defendants-
petitioners.

It appears that the plaintiffs-respondents filed suit for
declaration with regard to sale deeds. The petitioners filed
application that the plaintiff be directed to file ad valorem court
fee. By the impugned order, the court below rejected the
application on the ground that the plaintiffs have filed declaratory
suit only and they have not prayed for setting aside the sale deeds,
as such, ad valorem court fee is not payable.

In view of the above facts and circumstances of the case,
I do not find any jurisdictional error in the order and, therefore,
this Civil Miscellaneous application is dismissed.

Saurabh/-

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(Mungeshwar Sahoo, J)

