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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 1484/2010**

DIGAMBER THAKUR

..... Plaintiff

Through: Mr. Sandeep Sharma, Advocate.

versus

RAM CHAND THAKUR & ORS

..... Defendants

Through

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

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09.03.2016

I.A.No. 3185/2016(U/o 6 Rule 17 CPC filed by the plaintiff) & CS(OS) 1484/2010

1. This application being an application under Order 6 Rule 17 CPC to enhance the pecuniary jurisdiction cannot be decided by this Court as only that court can decide an application which otherwise has jurisdiction. Of course, after the amendment is allowed by a court and the court consequently ceases to have jurisdiction, thereafter, the suit would be transferred to the court which has necessary pecuniary jurisdiction.

2. An Office Order dated 24.11.2015 has been issued by Hon'ble the Chief Justice in exercise of powers conferred by Section 4 of the Delhi High Court (Amendment) Act, 2015, whereby ordinary suits which are not commercial

matters having pecuniary jurisdiction up to the value of rupees two crores cannot be tried by this Court and commercial matters up to the value of rupees one crore cannot be tried by this Court. Accordingly, this suit is transferred for decision to the jurisdictional Court under the District & Sessions Judge (West), Tis Hazari Courts, Delhi.

3. Let parties appear before the District & Sessions Judge (West), Tis Hazari Courts, Delhi on 21st April, 2016. Suit file be made available to the District & Sessions Judge (West), Tis Hazari Courts, Delhi on the date fixed.

VALMIKI J. MEHTA, J

MARCH 09, 2016

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