

IN THE HIGH COURT OF JUDICATURE AT PATNA
First Appeal No.2 of 2017

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1. Smt. Kusum Devi widow of Late Mahendra Singh Resident of Village -
 Pipra, P.S. - Parsa Bazar at present residing at village – Lakhanpur Lodipur,
 P.S. - Punpun, District - Patna.

.... Appellant/s

Versus

1. Surendra Singh
 2. Sri Mahesh Singh Both sons of Late Sarbanand Singh
 3. Sri Raju Kumar
 4. Sri Manoj Kumar
 5. Sri Nitish Kumar All sons of Sri Surendra Singh
 6. Sri Manish Kumar
 7. Sri Ravish Kumar Both sons of Sri Mahesh Singh
 All resident of village - Pipra, P.S. - Parsa Bazar, P.O. - Parsa Bazar,
 District - Patna.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Dilip Kumar

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03 28.03.2017

Stamp reporter has pointed out that value of Title Partition
 suit no. 100/2011 is Rs 6 lakh which is less than 10 lakh and,
 therefore, appellant against the judgment and decree passed in Title
 Partition suit no. 100/2011 lies before the District Judge.

Learned counsel appearing for the appellant prays that this
 memo of appeal be sent to the District Judge, Patna.

In view of the aforesaid submission, this memo of appeal
 along with certified copy of judgment and decree and power are
 returned to learned counsel appearing for the appellant so that
 appellant could file appeal before the appropriate forum. It is made
 clear that if any appeal is filed by the appellant against the judgment



and decree dated 20.9.2016 passed in Title Partition suit no. 100/2011 the period spent before this court shall be excluded at the time of reckoning period of limitation, if memo of appeal is filed within eight weeks from today before the appropriate forum.

Office should proceed accordingly.

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(Hemant Kumar Srivastava, J)

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