

IN THE HIGH COURT OF JUDICATURE AT PATNA
First Appeal No.36 of 2017

=====

1. Shri Onkar Nath Tripathy Son of Late Krishandeo Tripathy @ Mahanth
Krishnadeo Tripathy Resident of Karnalganj Patna City P.S. Alamganj,
District- Patna.

.... Appellant/s

Versus

1. Mosmat Indrani Tripathy Wife of Late Ram Nath Tripathy Resident of
Mohalla Karnalganj Patna City P.S. Alamganj District Patna.

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Gopal Jee

For the Respondent/s : Mr.

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

02 18.12.2017 Office has reported that value of appeal is less than Rs 10
lakh and, therefore, present appeal is not maintainable before this
court and appeal against the impugned judgment shall lie before the
District Judge.

Learned counsel appearing for the appellant seeks
permission for withdrawal of this appeal with liberty to file appeal
before appropriate forum.

In view of the aforesaid submission, this appeal stands
disposed of giving liberty to the appellant to file appeal before the
appropriate forum within six weeks after X'Mas Holidays. It is made
clear that if appellant files appeal within the above stated period, the
concerned forum shall exclude the time taken by appellant in pursuing
the present appeal before this court as well as above stated period
granted by this court in filing the appeal at the time of reckoning the
period of limitation.

shahid

(Hemant Kumar Srivastava, J)

U			
---	--	--	--

