

IN THE HIGH COURT OF JUDICATURE AT PATNA
First Appeal No.48 of 2017

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1. Durganand Sah, Son of Late Ramphal Sah, Resident of Village- Sijauliya,
P.S.- Phulparas, District- Madhubani.

.... Appellant/s

Versus

1. The State of Bihar.
2. Special Land Acquisition Officer, Koshi Project, Darbhanga.
3. Kailu Sah, Soh of Late Bhola Sah, Resident of Village- Sijauliya, P.S.-
Phulparas, District- Madhubani.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Lakshman Lal Pandey
For the Respondent/s : Mr.

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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.

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(Hemant Kumar Srivastava, J)

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