

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.375 of 2014

Sunil Kumar Rai and Anr.

... .. Appellants

Versus

Raj Muni Devi and Ors.

... .. Respondents

Appearance :

For the Appellants : Mr. Jitendra Prasad Singh, Advocate
For the Respondents :

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

9 04-07-2023 This Miscellaneous Appeal has been filed under Section 299 of the Indian Succession Act, 1925 in a contentious proceeding.

2. In view of case of *Kusheshwar Purbey Vs. Shri 108 Ram Janaki Jee S. reported in 2017(3) PLJR 791* which reads as under:

“..... the appeals filed under Section 299 of the Indian Succession Act in a contentious proceeding as envisaged under Section 295 of the Indian Succession Act after 27.02.2012 shall be treated for all purposes as First Appeals and similarly the appeals filed under Section 384(2) of the Indian Succession Act shall be treated as Miscellaneous Appeals for all purposes.”

3. Office is directed to treat the present appeal as First Appeal and accordingly, nomenclature of the case be changed.



4. List this case on 11.07.2023.

(Khatim Reza, J)

Gaurav Kumar/-

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