

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.1280 of 2016

Kumud Nandan Jha and Anr

... .. Appellants

Versus

Most Urmila Devi @ Most Urmila Kumari

... .. Respondent

Appearance :

For the Appellants	:	Mr. Nagendra Dubey, Advocate
For the Respondent	:	Mr. Shashi Nath Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

7 05-07-2023 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 19.07.2023, after changing the
nomenclature of the case.

(Khatim Reza, J)

shanu/-

U			
---	--	--	--

