

IN THE HIGH COURT OF JUDICATURE AT PATNA
FIRST APPEAL No.115 of 2018

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Magadh Mahavidyalaya Shakurabad, Jehanabad Through Secretary, Birendra
Sharma and Anr

... .. Appellant/s

Versus

Rajendra Mishra

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Ranjeet Tiwary, Advocate

For the Respondent/s : Mr. Sanjay Kumar Verma, Advocate

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

7 22-10-2024 Regarding the maintainability of this appeal, the

Office has submitted its report which shows that the valuation of
the subject matter of this appeal has been mentioned as Rs.
1,51,000/- which is less than rupees 10 lakhs, hence, the proper
remedy available to the appellant was to file his appeal before
the District Judge in the light of the enhanced pecuniary
jurisdiction raised in the year 2014.

2. Learned counsel for the appellant appears and he
has not opposed the aforesaid report of the office.

3. Considering the report submitted by the Office, this
appeal stands disposed of on account of being not maintainable
on the point of pecuniary jurisdiction with giving a liberty to the
appellant to file his appeal before the competent court having
pecuniary jurisdiction, if he avails this liberty then the court



concerned where the appellant's appeal is to be filed, shall exclude the period during which the instant appeal remained pending before this court while computing the limitation period.

(Shailendra Singh, J)

Rajiv/-

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