

In The Court of Principal District Judge, Begusarai

Civil Misc. (Transfer) No.- 66 of 2025

Ref :- Arising out of Title Suit No.- 188/2013 pending in the Court of Munsif, Teghra, Begusarai

In the matter of :-

1. Kamini Devi, W/o- Sri Satya Narayan Prasad Singh, R/o- Village Nipania, P.S.- Phulwaria, Sub Division-Teghra and District- Begusarai

----- **Petitioner**

Versus

Ram balak Prasad Singh and two others, S/o-Late Jolo Singh, R/o-Village-Nipania, P.S. Phulwaria, Sub Division-Teghra, District- Begusarai

----- **Opposite Parties**

Present :- Rishi Kant
Principal District Judge

Ld. Counsel for the petitioner: -Sri Raghubar Prasad, Adv.

Ld. Counsel for the state :-Learned G.P.

Date of Order: 13-07-2026

ORDER

Learned counsel for the petitioner appearing on behalf of the petitioner submitted that the present Misc. Transfer Petition has been filed on behalf of the petitioner seeking transfer of Title Suit No.- 188/2013 from the Court of Munsif, Teghra, Begusarai to the Court of Sub Judge, Teghra, Begusarai on the grounds of pecuniary jurisdiction.

It has further been submitted on behalf of the petitioner that the above noted Suit was filed on 03-05-2013 in the Court of Sub Judge-I, Begusarai valuing the Suit of Rs 1,05,100/- (One Lakh Five Thousand One Hundred) and the Suit was transferred to the Court of Sub Judge, Teghra on the basis of having territorial jurisdiction of Sub Judge, Teghra.

Learned counsel appearing on behalf of the petitioner further submitted that later the learned Court of Sub Judge, Teghra pleased to transfer the Title Suit No.-188/2013 in the Court of Munsif, Teghra. However, the pecuniary jurisdiction of the Court of Munsif at the time of filing of the said Suit was up to Rs 30,000/-only. Since, the established principal of law is that on the date of filing the Suit, jurisdiction of the Court for filing the same and its forum of appeal is decided.

Learned counsel for the petitioner further submitted that the petitioner, who is defendant of the Title Suit No.- 188/2013, has also filed a petition dated 01-09-2025 praying therein to transfer the Suit in the Court of Sub Judge, Teghra and the same is pending for disposal.

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Heard learned counsel for the petitioner and perused the transfer petition as well as copy of petition dated 01-09-2025 filed on behalf of the defendant Kamini Devi in the Title Suit No.- 188/2013.

Since, the petitioner, who is defendant in the said Suit has already filed a petition dated 01-09-2025 before the learned Court of of Munsif, Teghra seeking transfer of the aforesaid Suit in the Court of Sub Judge, Teghra, on the ground of pecuniary jurisdiction and the said petition is stated to be still pending for disposal.

In view of the aforesaid facts and circumstances, this Court does not find it appropriate to entertain the present transfer petition.

Accordingly, the present transfer petition is hereby dismissed.

However, learned Court of Munsif, Teghra is directed to pass an appropriate order on the petition dated 01-09-2025 filed on behalf of the petitioner of this transfer petition preferably within one month after hearing both parties in accordance with law .

Let a copy of this order be sent to the concerned Court for information and needful.

Dict.

Sd/-

(Rishi Kant)

Principal District Judge

Begusarai