

IN THE HIGH COURT OF JHARKHAND AT RANCHI

S. A. No. 156 of 2012

Basu Pandit & Ors. Appellant(s)
Versus
Govind Pandit & Ors. .. Respondent(s)
With

S. A. No. 110 of 2012

Anand Pandit & Ors. Appellant(s)
Versus
Govind Pandit & Ors. .. Respondent(s)

.....
CORAM :HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY

.....
For the Appellant (s) : Mr. S. N. Das, Advocate
Mr. Om Prakash Singh, Advocate
Mr. Ayush Aditya, Advocate
For the Respondents : Mr. S. N. Das, Advocate
Mr. Ayush Aditya, Advocate
Mrs. Rita Kumari, Advocate

.....
06/ 02.07.2024. Heard, learned counsel for the appellant.

1. The instant Second Appeals are admitted on the following substantial questions of law:-

- (i) Whether the judgment of the first appellate Court is vitiated on account of non-consideration of Exhibit-B/1 wherein year of birth has been mentioned to be 1922 of Khemiya Panditain, thereby disproving the plea of defendant-first party that she was daughter of Raj-Ballab Pandit who married Nilmoni Panditayan in the year 1931?
- (ii) Whether the first appellate court while returning a finding of unity of title and possession overlooked Gantzer's Survey records of rights, Ext.A which refers separate possession of each of the tenants?

The other substantial question of law, if any, shall be formulated at the time of hearing of the instant Second Appeal.

2. **Call for the LCR.**

3. Respondents are already in appearance, as such, parties will exchange their memo of appeal.

4. List these cases on 06.08.2024.

(Gautam Kumar Choudhary, J.)

Sandeep/Uploaded.