

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>FA No.109 of 2020</p> <p><u>Hon'ble Siddhartha Sah, J.</u></p> <p>Mr. Ritesh Sharma, Advocate holding brief of Mr. Sagar Kothari, Advocate for the appellant.</p> <p>Mr. Piyush Garg, Advocate for the respondent nos.3 and 4.</p> <p>IA No.5578 of 2026 is, in fact, a letter addressed to the Registrar (Judicial) of this Court dated 24.03.2026 sent by the 1st Additional District Judge, Rishikesh, District Dehradun stating therein that four civil suits bearing O.S. Nos.329/2009, 109/2011, 110/2011 and 57/2010 were filed before the Court of Civil Judge (Sr. Div.), Rishikesh.</p> <p>Since all the said four suits were connected to each other, hence they were consolidated and the civil suit no.329 of 2009 was made as leading civil suit. All the said four suits were decided by way of common judgment dated 23.01.2019. Since the valuation of Civil Suit No.329 of 2009 was Rs.6 lacs, therefore, as per the relevant pecuniary jurisdiction of court of District Judge at that time, first appeal against the judgment and civil suit no.329 of 2009 was preferred before the Hon'ble High Court of Uttarakhand. The civil appeal before the Hon'ble High Court of Uttarakhand is pending before the Hon'ble Court as FA No.109 of 2020.</p> <p>On the other hand, civil appeals against the judgment in other three suits were filed before the court of District Judge, Dehradun and later on transferred to the court of 1st Additional District Judge, Rishikesh and are</p>

pending at the stage of arguments.

The above mentioned situation came before the Court of Rishikesh during the course of arguments. Also since the appeal pending before the Hon'ble Court and three civil appeals pending before the court of 1st Additional District Judge, Rishikesh relate to a common judgment, therefore, there appears a requirement to have all the civil appeals decided together by one court so that there are no conflicting judgments. It was requested to place the matter before the Hon'ble Court.

Today, learned counsel for respondent nos.3 and 4 has given the appeal numbers of the aforesaid civil appeals pending in the court of 1st Additional District Judge, Rishikesh-CA No.1 of 2020, Uma Bahuguna vs. Mahesh Kumar Sharma; CA No.2 of 2020, Uma Bhardwaj vs. Nirmal Sharma and CA No.4 of 2019, Nirmal Sharma vs. Uma Bhardwaj.

Since the instant First Appeal No.109 of 2020 which was the leading case before the trial court has emanated from the said original suit and the aforesaid three civil appeals are pending before the court of 1st Additional District Judge, Rishikesh, therefore, in exercise of powers under Section 24 of CPC, the aforesaid three civil appeals pending before the court of 1st Additional District Judge, Rishikesh, District Dehradun are withdrawn from the said court and the same stand transferred to this Court.

The 1st Additional District Judge, Rishikesh, District Dehradun is directed to transmit the entire records (including the LCR) of the aforesaid three civil appeals bearing CA No.1 of 2020, Uma Bahuguna vs. Mahesh Kumar Sharma; CA No.2 of 2020, Uma Bhardwaj vs. Nirmal Sharma and CA No.4 of 2019, Nirmal Sharma vs. Uma Bhardwaj to this Court for further

			<p>consideration by this Court.</p> <p>Upon receipt of the aforesaid three civil appeals, the same may be renumbered as first appeal before this Court and be listed along with First Appeal No.109 of 2020.</p> <p>List this case on 15.05.2026 for further consideration.</p> <p style="text-align: right;">(Siddhartha Sah, J.) 15.04.2026</p> <p>Ravi</p>
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