**Memorandum of Appeal from Primary Court to District court**

IN THE DISTRICT COURT OF …………………………

AT …………………………

CIVIL APPEAL NO. ………… OF …………………(Appeal from the Judgment and Decree delivered by the Primary Court of …………………….. (………………….., PCM) dated …………………)

……………………………………………………….. ……………… APPELLANT

VERSUS

……………………………………………………….  ………….. RESPONDENT

MEMORANDUM OF APPEAL

The Appellant above named being aggrieved by the Judgement of the Primary Court of ………………… at …………………… (Hon. ………………, ) in  Civil case No. ……….. of ……………, hereby appeals against the whole of the ruling and the order thereof on the following grounds:

That the learned Magistrate erred in law and in fact by …………………….................................................

That the learned trial Magistrate erred in law and in fact to…………………………………………………………………………..

That the learned trial Magistrate erred in law and in fact by ……………………………………………….

WHEREFORE the Appellant prays that the appeal be allowed, the decision of the Primary Magistrate’s Court be reversed, the orders thereon be set aside, and the respondent be condemned to costs.

Dated at ……………………… this …………. day of …………….., ……………………………………..

           APPELLANT

 Presented for filing this …………. day of ………………., ………….

        ……………………………………

                REGISTRY OFFICE

COPY TO BE SERVED UPON:

DRAWN AND FILED BY:

ABC & COMPANY,

ADVOCATES,

P.O.BOX ………….,

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**2. Sample of Memorandum of Appeal from District court when (exercising original jurisdiction) or Resident Magistrate Court to High Court**

IN THE HIGH COURT OF

AT …………………..

CIVIL APPEAL NO. ………… OF ………..

(From the original District Court of ………………. Miscellaneous Civil Application No. ………… of ………)

……………………………………………………  …………….. APPELLANT

VERSUS

……………………………………………………  …………… RESPONDENT

MEMORANDUM OF APPEAL

The Appellant above named being aggrieved by the Ruling of the District Court of ………………… at …………………… (Hon. ………………, SRM) in Miscellaneous Civil Application No. ……….. of ……………, hereby appeals against the whole of the ruling and the order thereof on the following grounds:

That the learned Magistrate erred in law and in fact by …………………….................................................

That the learned trial Magistrate erred in law and in fact to…………………………………………………………………………..

That the learned trial Magistrate erred in law and in fact by ……………………………………………….

 That without prejudice to the third ground of appeal the learned trial  Magistrate erred in law and in fact in ordering ..................

WHEREOF, the appellant prays for the ruling of the trial Court to be quashed and set – aside and Ruling to be entered for the Appellant as prayed for in the Application.

Dated at ……………………… this …………. day of …………….., ……………

  ………………………..

           APPELLANT

Presented for filing this …………. day of ………………., ………….

……………………………………

                REGISTRY OFFICER

COPY TO BE SERVED UPON:

Respondent

DRAWN AND FILED BY:

ABC & COMPANY,

ADVOCATES,

P.O.BOX ………….,

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