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SUPREME COURT

# Supreme Court Asserts Appellate Power Over Jurisdictional Questions Ignored by Trial Courts

Sheikh Rayees • November 25, 2024

## PUBLISHED REPORT

In a landmark clarification, the Supreme Court affirmed that appellate courts have the authority to assess jurisdictional facts even if trial courts fail to address maintainability issues, provided no fresh evidence or facts are required at the appellate stage. This decision refines previous interpretations, notably in *A. Kanthamani v. Nasreen Ahmed* and *I.S. Sikandar v. K. Subramani*, where procedural framing at the trial court level influenced the maintainability of appeals....

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