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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CR No.4467 of 2015 (O&M)
Date of decision: July 17, 2015**

Satbir Singh

.....Petitioner

Versus

Lala Ram and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. R.S. Chauhan, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 29.05.2015, whereby, application moved by the respondent under Order 7 Rule 11 of Code of Civil Procedure, 1908 ('CPC' for short), was allowed.

Learned counsel for the petitioner has submitted that the petitioner was not required to affix *ad valorem* Court fee as no documents have been executed qua any transaction between the parties.

In the present case, petitioner has filed suit for permanent injunction and mandatory injunction. During the pendency of the suit, defendants moved an application under Order 7 Rule 11 CPC. Vide the impugned order, the said application was allowed. Hence, the present petition.

A perusal of the plaint reveals that the petitioner has sought decree for possession of the property mentioned in

Para No.1 of the plaint directing the defendants to remove the encroachment. Since the petitioner has sought decree for possession of the property mentioned in Para No.1 of the plaint, he is required to affix *ad valorem* Court fee.

No ground for interference by this Court, is made out.

Dismissed.

**(SABINA)
JUDGE**

July 17, 2015
mahavir