

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

CR No. 4410 of 2013 (O&M)
Date of decision: August 6, 2015

Manmohan Gupta

...Petitioner

Versus

Babu and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Adarsh Jain, Advocate,
for the petitioner.

Mr. KP Singh, Advocate,
for respondent No.1 to 8.

K. KANNAN, J. (Oral)

I will not find fault in the order of the court below that has allowed for a notional value to be adopted for the plaintiff who seeks cancellation of the agreement, which is purported to have been executed. If he is not suing for specific performance and only asking for cancellation of the agreement to sale, the document itself has no value, for, it conveys no title to the property. The relief must only be understood as a suit for declaration without any consequential relief of recovery of possession and hence the valuation adopted cannot be faulted by any provision of law. I maintain the order and dismiss the revision.

August 6, 2015
prem

(K.KANNAN)
JUDGE