

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

Civil Revision No. 7216-2014 (O&M)
Date of decision : September 4, 2015

Ram Kumar Lakhera

.... Petitioner

Versus

Naresh and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Ajay Jain, Advocate for the petitioner

K. KANNAN, J. (Oral)

There is no merit in the revision petition as the objection taken was that the court fee filed by the defendant-petitioner was not correct. The plaintiff had affixed the court fee on the basis of Section 7 which allows for court fee to be paid on a valuation declared by the plaintiff. Valuation could be done notionally and there could be no complaint to direct the payment of court fee on market value of the property.

The counsel says that he has also another objection that the plaintiff should be directed to file the copies of sale deeds in favour of persons under whom the plaintiff claims. There are provisions under CPC which defendants are at liberty to invoke for suitable directions to the party for production of documents under Order 11 and 13 and also apply to the Court for consequential orders. If the directions of the Court are not complied with, the defendant may apply for appropriate redressals as contemplated under the Rules. The issue of court fee

should not be mixed up with other prayers for maintainability of the suit.

The revision petition is disposed of as not requiring any intervention of the lower courts orders.

(K.KANNAN)
JUDGE

04.09.2015
anju