

261.

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

Civil Revision No.4220 of 2013

Date of decision: 15.01.2016

Geeta Ram and others

... Petitioners

versus

Gurcharan Singh and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Yowan Sharma, Advocate,
for the petitioners.

K.Kannan, J. (Oral)

1. In a suit for specific performance the court fee that is required to be paid is only the consideration mentioned in the document. If there is a challenge made to the sale executed by the vendor, that must be taken to be purely consequential in the manner that Section 19 of the Specific Relief Act provides for. No separate court fee is necessary therefor. The order already passed is set aside and the revision petition is allowed.

2. It appears that the plaintiff has been compelled to pay the court fee since there was no order of stay. The court is directed to issue refund to the plaintiff for the court fee collected from the petitioner/plaintiff for setting aside the sale deed executed by the vendor in favour of the subsequent purchaser.

**(K.KANNAN)
JUDGE**

15.01.2016

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