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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RA-CR-17-C-II-2016

in C.R. No. 146 of 2016

Date of Decision : March 1st, 2016

Surjit Kaur and others

.... Applicants

Versus

Hari Singh

.... Respondent

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN.

Present Mr. R.S.Longia, Advocate,
for the Review Applicants.

SHEKHER DHAWAN, J.

By filing the present application, the petitioners-applicants seek review/recall of order dated 12.1.2016 passed by this Court vide which Civil Revision No. 146 of 2016 filed by the applicants, was dismissed *in limine*.

2. Learned counsel for the applicants submitted that on 12.1.2016 he was ready with authoritative judgments on the point in issue that when a sale deed is challenged by a person claiming possession of immovable property being not in possession of the same, he is liable to pay the ad valorem court fee on the amount of sale consideration mentioned in the sale deed itself. To support his contention, learned counsel for the applicants sought to place reliance on some judgments.

3, Having heard submissions of learned counsel for the applicants and after going through the file, this Court is of the considered view that

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under the garb of present application, learned counsel for the applicant-petitioners intends to re-argue the matter by taking the same plea which was earlier raised by him and dealt with in the order dated 12.1.2016. The main revision petition was dismissed after hearing learned counsel for the petitioners-applicants. The present review application is totally misconceived as it was categorically mentioned in the concluding paragraph of the order dated 12.1.2016 that if the Court below considers that the required Court fee has not been affixed, that order can still be passed by the Court below at the time of final decision of the Case. I do not find any illegality in the order passed which may warrant any interference in the present review application. Consequently the Review Application stands dismissed.

(SHEKHER DHAWAN)
JUDGE

March 1st, 2016
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