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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **EX.P. 314/2011**

KULDIP GANDOTRA

..... Decree Holder

Through: **Ms. Shraddha Bhargava, Adv.**

versus

SHAILENDRA NATH ENDLAW & ANR

..... Judgement Debtors

Through: **Mr. Puneet Bhardwaj, Adv. for JD.**
Ms. Pallavi, Adv. for DDA.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **02.02.2016**

E.A.(OS) 1215/2015(for directions by DH)

1. Since the challenge by means of this application is with respect to actions of the concerned authorities of charging higher stamp duty as per the case of the applicant/decreed holder, this application will not lie in the present execution proceedings with respect to execution of a decree for specific performance, and accordingly, as prayed for, this application is allowed to be withdrawn with liberty to the applicant/decreed holder to file independent proceedings to challenge the actions of the concerned authorities which as per the decree holder are illegal of charging excess stamp duty.

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2. Application is disposed of with the aforesaid observations.

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3. No further orders are now required in the execution petition as the sale deed has already been executed in favour of the decree holder.

VALMIKI J. MEHTA, J

FEBRUARY 02, 2016
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