

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

CR-2205-2017

Date of decision:27.3.2017

Sandeep

...Petitioner

Versus

Kumari Sania and others

...Respondents

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.JP Sharma, Advocate for the petitioner

SNEH PRASHAR, J.

Learned counsel for the petitioner contends that the only grievance of the petitioner is that the issues in the case were framed by learned trial Court on 19.1.2015 when the petitioner was ex-parte. Subsequently, he appeared and on an application filed by him, the ex-parte proceedings were set aside and he filed written statement to the suit and also filed an application under Order VI Rule 11 of the Code of Civil Procedure objecting the valuation of the suit for the purpose of payment of court fee by respondents No.1 and 2 -plaintiffs. Learned trial Court dismissed his application observing that issue No.1 covered the objection raised by the petitioner whereas the said issue pertains to the nature of the suit property as claimed by respondents No.1 and 2 (plaintiffs).

Learned counsel for the petitioner confines his prayer to the extent that learned trial Court be directed to frame a specific issue with

regard to payment of court fee.

To avoid unnecessary delay in the matter no notice is required to be issued to the respondents. Considering the submissions made and without commenting on the merits of the case/ objection raised by the petitioner, the petition is disposed of with a direction to learned trial Court to frame a specific issue with regard to valuation of the suit for the purpose of payment of the court fee when the petitioner has raised objection with regard to the same in his written statement.

27.3.2017
gsv

(SNEH PRASHAR)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No