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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 7248 of 2017 (O/M)
Date of decision : 22.2.2018

Phool Chand

..... Petitioner

Versus

Shanti Devi and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. D.K. Tuteja, Advocate, for petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
 2. To be referred to the Reporter or not.
 3. Whether the judgment should be reported in the digest ?
- . - .-

KULDIP SINGH J. (ORAL)

Heard.

Vide order dated 7.3.2017 (Annexure-P-4), passed by learned Civil Judge (Junior Division), Jhajjar, plaint has been rejected on account of fact that this Court had granted two months time to pay the requisite court fee before the trial Court which expired on 21.1.2017. However, the stamp papers were placed on file on 23.1.2017. Therefore, in view of the fact that requisite court fee was not deposited, the plaint was rejected.

The learned counsel for petitioner contends that 21.1.2017 was Saturday. The payment for stamp papers was deposited but stamp papers could not be generated which were generated on 23.1.2017.

In these circumstances, without issuing notice to respondents and do complete justice to parties, time to deposit the stamp duty is

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extended to 23.1.2017. Since stampe paper has been deposited, the trial Curt
is directed to proceed with the suit on merits. Consequently, instant revision
is allowed.

(KULDIP SINGH)
JUDGE

22.2.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No