

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

RSA No.2125 of 1993 (O&M)
Date of decision : 29.10.2018

State of Punjab

...Appellant

Versus

Mohinder Kaur

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. N.K. Banka, DAG, Punjab.

Mr. Pardeep Sharma, Advocate with
Ms. Pooja Nayar, Advocate for the respondent.

ANIL KSHETARPAL, J. (ORAL)

State of Punjab-defendant is in the Regular Second Appeal against
the judgment passed by the learned First Appellate Court.

Recovery of deficient stamp duty of ₹2375/- and registration fee
to the tune of ₹186/- is the entire dispute between the parties.

Learned First Appellate Court has held that the State could not
produce on file the order passed by the Collector determining the correct
amount of sale consideration of the land sold. The Court has found that the
deficient amount of stamp duty could only be based upon a speaking order
which does not exist.

Learned counsel for the appellant could not draw attention of the
Court to the order passed by the Collector in this regard.

In view thereof, there is no ground to interfere.

Regular Second Appeal is dismissed.

29.10.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No