

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

**LPA NO. 2438 OF 2017 (O&M) IN
CWP NO. 1909 OF 2011**

Date of Decision : 05.02.2018

Rajesh Kumar

...Appellant

Versus

State of Haryana and others

...Respondents

**CORAM : HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present : Ms. Minakshi Poswal, Advocate for
Mr. R. S. Mamli, Advocate,
for the appellant.

RAJESH BINDAL, J.

The order passed by the learned Single Judge, dismissing the writ petition, whereby the applicant/appellant has been directed to pay the stamp duty for transfer of ownership of the property, has been impugned in the present intra-court appeal.

The appeal is accompanied by an application seeking condonation of delay of 84 days in filing thereof.

The learned Single Judge has observed that the revenue authorities have found that mere family settlement on the basis of which a court decree is obtained, will not exempt the parties from paying the stamp duty, unless the pre-existing rights in the property are established. There was nothing produced on record.

In view of the facts as noticed above, there is no error in the order passed by the learned Single Judge. Accordingly, the appeal is

dismissed. Consequently, the application for condonation of delay in filing the appeal is also dismissed.

**(RAJESH BINDAL)
JUDGE**

**(ANUPINDER SINGH GREWAL)
JUDGE**

FEBRUARY 05, 2018
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Whether speaking/reasoned : YES/NO

Whether reportable : YES/NO