

**RA-CR-126-CII of 2018 (O&M) in
CR No.7454 of 2017**

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

**RA-CR-126-CII of 2018 (O&M) in
CR No.7454 of 2017
Date of decision:06.07.2018**

Ashok Kumar Jain and others ... Applicant/Petitioners

Vs.

Ajai Jain and others ... Non-applicant/Respondents

**RA-CR-123-CII of 2018 (O&M) in
CR No.7456 of 2017**

Ashok Kumar Jain and others ... Applicant/Petitioners

Vs.

Ajai Jain ... Non-applicant/Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Jaivir Yadav, Advocate
for the applicant/petitioners.

AMIT RAWAL J. (Oral)

This order of mine shall dispose of two review applications bearing Nos. RA-CR-126-CII-2018 and RA-CR-123-CII-2018.

Prayer in the review applications is for review of the order dated 23.04.2018, whereby, the revision petitions preferred against the impugned order dated 12.04.2017 dismissing the application under Order 7 Rule 11 CPC moved by the defendants have been allowed.

This Court, vide order dated 23.04.2018 while allowing the petitions had observed that respondent-plaintiffs are required to pay the court fee on the value mentioned in the lease deed and sale deed but vis-a-vis evaluation qua sale deed, it has to be as per market value as the property is situated within the limits of Municipal Area.

I am afraid the aforementioned argument does not carry any force, for, challenging the sale deed, price mentioned in the sale deed has to be challenged which would be subject to the final outcome of suit vis-a-vis court fee.

With the aforementioned observations, I do not find any force in the review applications. Consequently, the same are hereby dismissed.

(AMIT RAWAL)
JUDGE

July 06, 2018
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No