

CR-8512-2017 (O&M)

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

CR-8512-2017 (O&M)

Date of decision : 08.03.2019

Parsin Kaur (deceased) through LRs

... Petitioner

Versus

Manjit Kaur and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Prateek Pandit, Advocate for the petitioner.

Mr. Malkeet Singh, Advocate for the respondents.

AMIT RAWAL, J. (ORAL)

The short point involved in the present revision petition is whether power of attorney holder sells the land of the plaintiff, can the plaintiff be not permitted to pay the Courts fee on the value of the sale deed. The answer would be 'No', for, any act done by the power of attorney holder would be on behalf of the principal and would be termed as an executant. The suit for declaration was instituted for on the premise that the plaintiff is owner in possession to be owner of land measuring 30 kanals out of 56 kanals and other various parcels of land, by challenging the sale deeds dated 14.09.2011 and in alternative, possession of 30 kanals of land.

Keeping in view the aforementioned facts, the order calling upon the petitioner-plaintiff to pay the courts fee as per the amount mentioned in the sale deed cannot be said to be erroneous and perverse.

No ground is made out for interference.

Accordingly, the present revision petition is dismissed.

08.03.2019

Yogesh Sharma

**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**