

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

CR no.2825 of 2019

Date of Decision: 02.05.2019

Arvind Atri

...Petitioner

Vs.

Manoj Kumar Khurana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Virender Kumar, Advocate, for the petitioner.

Amol Rattan Singh, J (Oral)

Learned counsel for the petitioner submits that even before the report of the Collector on the financial status and condition of the petitioner has been received, the petitioner having sought to be declared *in forma pauperis*, vide the impugned order he has also been directed to file the court fee.

The said short order is reproduced as follows:-

“Report of Collector not received. Now the same be awaited for 17.05.2019. A letter be also written to Collector in this regard. Learned counsel for appellant is directed to file the court fee for the date fixed.”

That being so, without making any comment on the merits of the case of the petitioner, even with regard to his status as a *pauper* or otherwise, this petition is disposed of with a direction that till a decision is taken by the appellate court on the petitioners' application (copy Annexure P-2), seeking that he be declared a *pauper*, Court fee shall not be insisted

upon to be deposited.

The impugned order is set aside to the above extent.

Further, the Collector from whom the report has been sought by the trial court, would furnish the report to that court within six weeks of today.

02.05.2019

vcgarg

(Amol Rattan Singh)

Judge

Whether speaking/reasoned : Yes

Whether reportable : No