

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

CR-7904-2019
Decided on : 09.12.2019

Ravinder Paul

..... Petitioner

Versus

Tejinder Singh

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Madan Lal Saini, Advocate
for the petitioner.

Manjari Nehru Kaul, J.

Prayer in the instant revision petition is for setting aside the order dated 15.11.2019 (Annexure P-5) vide which the learned Civil Judge (Jr. Div.) Khanna dismissed the application filed by the petitioner for impounding the agreement to sell dated 28.07.2015.

Learned counsel contends that the trial court erred in disallowing the impounding of document of Annexure P-1 under the provisions of the Indian Stamp Act by not treating the same to be an agreement to sell.

Heard and perused the impugned order passed by the court below.

In my considered opinion, there is no infirmity in the impugned order passed by the court below, which would warrant interference by this Court. The petitioner in support of his case is relying upon two documents Annexure P-1 (i.e. alleged agreement to sell dated 28.07.2015) and Annexure P-2 dated 06.11.2015 to show that they are agreements to sell.

However, it is very apparent that none of these documents can be taken to

be agreement to sell. Contents of Annexure P-1 shows it is simply a receipt of some advance payment and Annexure P-2 also shows the receipt of further amount from the defendant to the plaintiff. Hence, in the light of the aforementioned, both these documents cannot be considered to be an agreement to sell and therefore, cannot be impounded for the purpose of getting them stamped.

Consequently, the present petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

09.12.2019

sonia

Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No