

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

**CR No.1223 of 2020(O&M)**

**Date of decision: 19.2.2020**

Jasbir Kaur

.....Petitioner

VERSUS

Surta Singh and another

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL**

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

**REKHA MITTAL, J. (Oral)**

The precise grievance of the petitioner is in respect of costs of Rs.50,000/- imposed by the trial Court while allowing application under Order 1 Rule 10 of the Code of Civil Procedure, 1908 for impleading Kuljinder Kaur on the array of respondents.

Counsel for the petitioner would argue that petition for custody of Kulrajpreet Singh, grandson of the petitioner has been filed. The child is actually in custody of his maternal grandparents but mother of the child namely Kuljinder Kaur is residing abroad. It is further submitted that costs of Rs.50,000/- imposed by the Court is quite heavy for the petitioner to pay and in case she is unable to pay the costs, she may not be entitle to seek adjudication of the matter on merits.

The costs imposed by the Court below is restricted to Rs.30,000/-, to be paid to the respondents but petitioner would not be liable to deposit Rs.20,000/- in the legal aid account.

Disposed of accordingly.

**FEBRUARY 19, 2020**

‘D. Gulati’

Whether speaking/reasoned :

Whether reportable :

**(REKHA MITTAL)**

**JUDGE**

yes/no

yes/no