

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 9084 of 2017

Date of Decision: 04.04.2022

Harpal Singh

... Petitioner(s)

Versus

Kuldeep Singh

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Naresh Kumar Kalia, Advocate
for the petitioner(s).

Mr. Vishal Aggarwal, Advocates
for the respondent.

Anil Kshetarpal, J.

1. The plaintiff assails the correctness of the order dated 27.11.2017, passed by the trial Court directing him to pay *ad valorem* court fee, failing which his suit shall be dismissed.

2. Admittedly, the petitioner is the executant of the sale deed. He prays for its annulment. This suit is governed by Section 31 of the Specific Relief Act, 1963.

3. By now, it is well settled that an executant, who wants annulment of a document, is required to pay *ad valorem* court fee. Reliance in this regard can be placed on the judgment, passed by the Supreme Court in *Suhrid Singh alias Sardool Singh v. Randhir Singh and Others (2010)12 SCC 112* as well as a three Judges' Bench judgment of this Court in

Niranjan Kaur v. Nirbigan Kaur 1981 AIR (Punjab & Haryana) 368.

4. In view of the above, no ground is made out to interfere.

Hence, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

April 04, 2022

“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No