

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

131

CR-1718-2021

Date of decision: 17.10.2022

DHARAM PAL

..Petitioner

Versus

ANURODH SAINI AND ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arvinder Arora, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The application filed by the petitioner (defendant) under Order VII Rule 11 of the Code of Civil Procedure, 1908, to reject the plaint at the threshold has been dismissed by the trial Court. The learned counsel representing the petitioner contends that though the various objections to the maintainability of the suit have been taken, however, he restricts the challenge in the present revision petition to the requirement of the payment of *ad valorem* Court fee on the relief of possession. He contends that the possession of 9 kanal and 16 marla land has been sought and, therefore the *ad valorem* Court fee is liable to be paid.

This Court has considered the submissions. The suit property is located in the State of Haryana. As per the amendment carried out vide Haryana Act No.11 of 1974, for relief of possession of the agricultural land, the valuation of the land has been fixed. The maximum valuation is Rs.60/- per acre for land irrigated in the perennial manner by the canal.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

October 17th, 2022

**(ANIL KSHETARPAL)
JUDGE**

Ay

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No