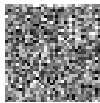


IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2024.PHHC:069035



CR-2993-2024
Date of decision: 16.05.2024

PUNJAB AGRO INDUSTRIES & FOOD GRAINS CORPORATION
LTD.

..Petitioner

Versus

RAJPATI YADAV

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ranjit Kalra, Advocate
and Ms. Mona Yadav, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

1. The petitioner herein is a public sector undertaking. The process of its winding up is under way. It filed a suit for recovery of Rs.1,36,56,646/- as principal amount with a future interest at the rate of 18% against its former employee, who is alleged to have caused loss in storing food grains. The petitioner did not deposit *ad valorem* Court fee commensurate to the amount claimed in the suit. After a passage of one year, the Court dismissed the suit on the ground that deficiency in payment of Court fee has not been made good.
2. The correctness of such order is challenged in this revision petition.
3. The learned counsel representing the petitioner contends that in absence of funds, the petitioner was unable to deposit the Court fee. He submits that now funds have been received and the petitioner undertakes to

make good the deficiency in the Court fee within a period of one month from today.

4. Keeping in view the facts and circumstances of the present case, the impugned order dated 23.05.2022 is set aside while extending the period for depositing the Court fee by one month.

5. However, if the deficiency is not made good within the aforesaid time, the revision petition shall be deemed to have been dismissed.

6. With these observations, the present petition is disposed of.

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

May 16th, 2024
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No