

120 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-7500-2019(O&M)
Date of decision :23.04.2024

Shimla

...Petitioner

Vs.

Pardeep Kumar and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Mohit Jaggi, Advocate
for the petitioner.

Mr. J.S. Bajwa, Advocate and
Mr. Jaskirat Singh, Advocate
for respondent No.5.

ANIL KSHETARPAL, J. (Oral)

1. The petitioner before this Court has filed a suit for declaration that she is the owner in possession of the property and the sale deed executed on 30.03.2015 by her deceased-husband, Sh. Rajpal Singh is a result of fraud and misrepresentation. The trial Court has directed the petitioner to pay *ad valorem* Court fee on the amount of consideration noticed in the sale deed. The correctness of such order has been challenged in this revision petition.
2. Learned counsel representing the petitioner submits that she is not the executant of the sale deed, hence, *ad valorem* Court fee is not required to be paid.
3. This Court has considered the submission.
4. Admittedly, the suit was filed by the petitioner after the death of Sh. Rajpal Singh. She is representing the interest of the executant. Hence, she

is required to seek annulment of the sale deed by paying *ad valorem* Court fee.

5. Hence, no ground to interfere is made out.

6. Dismissed.

23.04.2024
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Whether speaking/reasoned :
Whether Reportable :

(ANIL KSHETARPAL)
JUDGE
Yes No
Yes No