



\$~3 (Original Side)

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 325/2019**

MANJU BIDHURI

.....Plaintiff

Through: Mr. Praveen Suri, Advocate through
VC.

versus

JAGWATI SINGH & ORS.

.....Defendants

Through: Ms. Richa Kapoor, Advocate through
VC for D-1, 3 & 7.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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13.09.2024

I.A. 36691/2024 (Exemption)

1. Allowed, subject to all just exceptions.
2. The application is disposed of.

I.A. 36678/2024 (u/S 151 of CPC, 1908 by plaintiff for filing of court fee as per Judgment & Decree dated 28.06.2024 and for medication of Order/Judgment dated 28.06.2024) & I.A. 36679/2024 (u/S 151 of CPC, 1908 by plaintiff for deposit of deficient court fee of Rs. 51,144/- of 1/7th share of total valuation of Rs. 3,50,00,000/-)

3. It is submitted that the applicant-plaintiff by way of present Suit had sought the Declaration, Permanent and Prohibitory Injunction against the defendants in respect of the Suit Property No. E-128, Saket, New Delhi, in which all the defendants were the co-owners.

4. It is further submitted that the value of the suit property was fixed at Rs. 3,50,00,000/-, though the share of the applicant-plaintiff was only 1/7th in the suit property. Therefore, the applicant-plaintiff is liable to pay only a court fee at 1/7th valuation of the suit property.



5. It is also submitted that the applicant-plaintiff has already paid the court of Rs. 50,000/- and also annexed the receipt of the same along with the present applications.

6. **Submissions heard.**

7. Considering that the applicant-plaintiff has clarified that the value of the suit property was Rs. 3,50,00,000/-, out of which, her share is $1/7^{\text{th}}$ i.e., Rs. 50,00,000/-, on which the requisite court fee is being paid @ Rs. 50,000/-, the Applications are allowed as the deficient court fee has been made good.

8. Accordingly, the applications are disposed of.

NEENA BANSAL KRISHNA, J

SEPTEMBER 13, 2024

S.Sharma