

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2025:PHHC:050167



CR-5334-2023

Date of decision: 21.04.2025

SUKHBIR SINGH

..Petitioner

Versus

DHARAMPAL SINGLA

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sushil Jain, Advocate for the petitioner.

Ms. Ramandeep Kaur, Advocate
for Mr. Vikram Singh, Advocate
for respondent.

ANIL KSHETARPAL, J(Oral)

1. In view of the Division Bench judgment passed in CR-4067-2016, titled as "Anil Kumar and others Vs. Maninderbir Singh", decided on 31.01.2025, no *ad valorem* Court fee is payable qua the relief of grant of decree of declaration where the agreement to sell has become ineffective and is not binding on the rights of the plaintiff with the consequential relief of declaration that the earnest money stands forfeited.
2. Consequently, the revision petition is allowed.
3. The impugned order passed by the trial Court directing the plaintiff to pay *ad valorem* Court fee is set aside resulting in dismissal of application filed by the defendants under Order VII Rule 11 of the Code of Civil Procedure, 1908.

April 21st, 2025

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(ANIL KSHETARPAL)
JUDGE

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