

21.12.2021

Present: Counsel Sh. Anil Chauhan for the plaintiff along with husband of plaintiff.

Plaintiff has filed the suit for declaration and injunction and as per para 17 of the plaint for the purpose of jurisdiction the suit has been valued at Rs.25 Lakhs and for the relief of declaration qua the document, the suit has been valued at Rs.200/- and for the purpose of injunction the suit has been valued at Rs.130/- on which the plaintiff has paid the court fee of Rs.23/-.

As per Court Fees Act, the suit of plaintiff falls within Section 7(iv)c of Court Fees Act as per which it lies within the domain of the plaintiff to compute the court fee payable at which the relief has been sought. However, as per Section 8 of Suit Valuation Act *inter-alia* a case which is falling in Section 7(iv) of the Court Fees Act value for the purpose of court fee and for the purpose of jurisdiction has to be the same. As the plaintiff has valued the suit for the purpose of jurisdiction at Rs.25 Lakhs, the plaintiff is directed to pay the deficient court fee within 2 days from today.

Put up for judgment with connected matter on **03.01.2022**.

(VIJAY KUMAR JHA)
Addl. District Judge-02 (East)
Karkardooma Courts/21/12/2021

At 3.34 p.m.

At this stage, file is again taken up at the request of counsel Sh. Anil Chauhan for the plaintiff.

Deficient court fee has been filed. Same is taken on record.

Addl. District Judge-02 (East)