

CS no.49/25

TARUN PARIHAR Vs. RAMAVTAAR

01.08.2025

Present: Sh. Yogesh Verma, Id. counsel for the plaintiff for through VC.

Heard on application under Order VI Rule 17 CPC filed by the plaintiff for amendment of plaint.

Proposed amended plaint has been filed. In proposed amended plaint as well as in the application, plaintiff seeks permission to amend the relevant para of his share and valuation of the suit for the purpose of court fee and jurisdiction. According to the plaint, plaintiff is in part possession of the suit property and, therefore, he has assessed the suit and paid fixed court fee of rupees two hundred (Rs.200/-).

It is revealed in the plaint that an amount of rupees seventy lacs (Rs.70,00,000/-) was kept by defendant no.1 and out of this amount, plaintiff is claiming his one fourth share, which comes to rupees seventeen lacs fifty thousand (Rs.17,50,000/-). On this amount also plaintiff has assessed the suit at fixed court fees of rupees two hundred (Rs.200/-).

In essence, plaintiff is seeking the relief of partition/recovery of rupees seventeen lacs fifty thousand (Rs.17,50,000/-) from defendant no.1, and, therefore he is required to pay the court fee on an amount of rupees seventeen lacs fifty thousand (Rs.17,50,000/-) instead of fixed court fee.

Ld. counsel for the plaintiff stated that he will pay additional court fee on the amount of rupees seventeen lacs fifty thousand (Rs.17,50,000/-) within seven days. Let the deficient court fee be paid.

Put up for consideration on the point of payment of deficient court fee on 23.08.2025.

(SANJEEV JAIN)
Principal District & Sessions Judge,
North-East District, KKD/Delhi/01.08.2025