

CS DJ – 251/20  
Rashmi Anand  
Vs.  
The State

**The matter has been taken up through video conferencing via Cisco Webex.**

29-08-2020

**Fresh suit received by way of assignment.**

**It be checked and registered.**

Present: Ms. Archana Sharma, Advocate for the plaintiff.

Heard.

Case of the plaintiff is that he and the defendant have entered into the sale-deed dated 30-06-2016 duly registered, for the sale consideration of Rs.27,35,000/-. However, the defendant has failed to fulfill his commitments. Hence, vide the present suit, the plaintiff is seeking cancellation of the said sale-deed and also the relief of possession and injunction. The plaintiff has paid the fixed court-fee for the said reliefs.

In view of the foregoing discussions and on perusal of record, it is apparent that the plaintiff was one of the parties to the sale deed dated 30-06-2016 executed with the defendant, for sale consideration of Rs.27,35,000/- and is not in possession of the property subject matter of the said sale deed. Vide the present suit, the plaintiff is seeking cancellation of the said sale deed in addition to the relief of possession and injunction. Therefore, the plaintiff is liable to pay the advo term court-fee on the reliefs prayed for and not the fixed court-fee as mentioned in the plaint. Accordingly, the plaintiff is directed to properly assess the suit for the

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purpose of court-fee and jurisdiction and pay the deficit court fee within 15 days from today.

Put up for further proceedings on 08-10-2020.

(Pankaj Gupta)  
ADJ-1(North)/Delhi/29-08-2020