

CIV DJ 680/2024
Anshul Arya Vs.
Rakesh Chhabra & Ors.

08.12.2025

Matter is taken up today on an application u/s.151 CPC moved on behalf of the applicant/ plaintiff for seeking direction to area SDM for returning court fees.

Present: Sh. Virender Chaudhary (through VC) and Sh.
Vineet Kumar (proxy), Ld. Counsels for applicant/
plaintiff.

Earlier an application was moved on behalf of plaintiff for seeking return of court fees of Rs.1,11,400/-. Therein it was mentioned that out of the aforesaid court fees, a court fees total amounting to Rs.1,04,600/- was with the Hon'ble High Court of Delhi as earlier this case was pending there and in 2016 the same was transferred to Tis Hazari Courts and that the entire court fees was not transferred with the case file and only photocopy of the court fees amounting to Rs.1,04,600/- was in the file. It was prayed that Ahlmad of this Court be directed to bring the court fees of Rs.1,04,600/- from the Hon'ble High Court. While dealing with the application, pursuant to order dated 21.10.2024 a request letter was sent to the concerned branch of Hon'ble High Court for return/ sending back the original court fees of Rs.1,04,600/- to this Court. Later a letter dated 19.12.2024 was received from the Hon'ble High Court mentioning that complete original file with all original record of the suit was already sent to Tis Hazari Courts vide letter dated 15.06.2016 and no original court fees was lying in that court.

Contd..2/-

By way of present application it has been prayed that direction be issued to concerned SDM to return the amount of court fees of Rs.1,04,000/- on the basis of certified copy of the court fees.

Original court fees could not be traced out despite efforts made in that regard, hence, to safeguard interest of the applicant/ plaintiff it is hereby directed that the Court fees of Rs.1,04,000/- shall be refunded to the plaintiff on the basis of certified copy of the court fees without insisting on production of original thereof. Concerned SDM/ official to ensure compliance of this order. The application stands disposed off accordingly.

Put up for consideration on date already fixed i.e. 27.01.2026.

Copy of this order be given Dasti to Ld. Counsel for applicant/ plaintiff, as requested.

(GOPAL SINGH CHAUHAN)
DJ-03, WEST/DELHI
08.12.2025