

ORDERS ON I.A.NO.VI

The learned counsel for plaintiffs filed I.A. No.II under Section 34 of the Karnataka Stamp Act, seeking to send the agreement of sale dated:18.06.2022, 18.06.2022, 18.06.2022 and 18.06.2022 to determine the deficit stamp duty and penalty to the District Registrar, Dharwad, to meet the ends of justice and equity.

In the annexed affidavit the plaintiffs averred that, this suit is filed by the plaintiffs for the relief of partition and separate possession and declaration. The agreement of sale dated:18.06.2022 are not properly stamped and accordingly they have been impounded and after impounding the said documents, the said documents in question is requires to sent District Registrar for determination deficit stamp duty and penalty. It is further submitted that as per law the

deficit stamp duty and penalty determinable authority is only the District Registrar, Dharwad as such the documents are requires to be sent to the District Registrar, Dharwad for the same. Hence, it is just and necessary to send the said documents as otherwise plaintiffs will be put too much loss and injustice which cannot be compensated in terms of money. On the contrary no loss or prejudice would be caused to the defendant. Hence, prayed to allow the application.

On the other hand, the counsel for the defendant not filed any objections.

Hence I proceed to pass the following:

ORDER

I.A.No.VI filed by the learned counsel for the plaintiffs under Section 34 of the Karnataka Stamp Act is hereby allowed.

Resultantly, office is to submit the said documents to the concerned authority for impounding the same by collecting duty and penalty from the plaintiffs. If the plaintiffs furnished the postal cover along with RPAD to send the same.

Call on 18-08-2025.

sd/-

*I Addl. Senior Civil Judge and JMFC.,
Hubballi.*