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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7237/2024**

**KAPIL KAPUR**

..... Petitioner

Through: Mr. Amit Tewari and Ms. Komal  
Gupta, Advocates.

versus

**THE GOVT OF NCT OF DELHI & ORS.**

..... Respondents

Through: Mr. Karn Bhardwaj, ASC with Mr.  
Shubham Singh and Mr. Rajat Gaba,  
Advocates.

**CORAM:**

**HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD**

**ORDER**

**20.05.2024**

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1. Petitioner has challenged the Order dated 12.04.2024, passed by the Office of Sub-Divisional Magistrate, Vasant Vihar, in respect of property bearing No.8121, Category III, Sector C, Pocket 8, Ground Floor, Vasant Kunj, New Delhi, 110070, on the ground that the document, though styled as release deed is in fact a gift deed and the Petitioner has been asked to pay the deficient duty of Rs.2,49,532/- along with the penalty of Rs.50,468/-.

2. It is stated by the learned Counsel for the Petitioner that two documents with the same facts were presented before the SDM, one with regard to the abovementioned property and the other for Flat No.986, Sector-A, Pocket B & C, Vasant Kunj, New Delhi. It is stated that while the Release Deed in respect of property in question has been rejected, the same has been accepted for Flat No.986, Sector-A, Pocket B & C, Vasant Kunj, New Delhi.



3. Issue Notice.
4. Learned Counsel for the Respondent accepts notice and seeks some time to file a reply.
5. Let the reply be filed within four weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.
6. List on 10.09.2024.
7. Since the Petitioner has been able to make out a prima facie case in his favour, this Court is inclined to restrain the Respondents from taking any coercive steps against the Petitioner.

**SUBRAMONIUM PRASAD, J**

**MAY 20, 2024**

*Rahul*