

IN THE COURT FOR THE STATE OF TELANGANA: HYDERABAD

MAIN CASE NO. C.C.C.A (SR) No.48627 OF 2025

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
2.	27.01.2026	<p><b><u>RY,J</u></b></p> <p>Heard learned counsel for the appellant.</p> <p>This CCCA (SR) was returned with objection as to the court fee payable as per decree and the court fee paid by the appellant.</p> <p>As per decree in O.S.No.327 of 2014, dated 10.06.2025 on the file of the IX Additional Chief Judge, City Civil Court at Hyderabad, the value of appeal is Rs.23,83,767.38/- (6% on principal amount of Rs.10,46,946.34/- for the period of 11 years 6 months 12 days + Decretal amount of Rs.16,59,282.38/-). The court fee payable as per decree is Rs.26,326/-. While so, the appellant paid only Rs.19,026/-.</p> <p>When objection is raised by the Registry, the appellant claimed that the suit is based on ledger entries which do not carry any liability of payment of interest. According to the appellant, there is no document which imposes liability to pay interest on the principal amount and the suit cannot be treated as a money suit and therefore, court fee payable is only Rs.19,026/-.</p> <p>The court fee payable in appeal is always based on the decree. The court fee payable in appeal is not dependant on the defence taken by the appellant. In case,</p>	

the appellant has any issue about the payment of court fee, he can always seek refund of court fee after succeeding in the appeal.

Hence, the objection raised by the Registry is sustained. The appellant is directed to pay the deficit court fee.

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**RY,J**

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