

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
	<u>05.06.2023</u>		<p>CLR No.75 of 2023  <u>Hon'ble Alok Kumar Verma, J.</u>  On 27.09.2022, issue nos. 3 and 4 regarding valuation of the Suit property and court fee were decided by learned Trial Court holding that the respondent no.1 - plaintiff has violated the provisions of the Suits Valuation Act, 1887 as well as the Court Fees Act, 1870. Therefore, learned Trial Court had directed the plaintiff to value the Suit property as per the Circle Rate and value the constructed area of the Suit property "Schedule B" after deducting depreciation assessed by the architect and pay the court fee thereof accordingly.</p> <p>2. Respondent no.1 – plaintiff had moved an application under Order 6 Rule 17 and Section 151 C.P.C. seeking an amendment in the plaint. Learned Trial Court dismissed the said application on 20.02.2023 holding that the plaintiff has not valued the property according to the direction given in its earlier order dated 27.09.2022. Respondent no.1 – plaintiff again moved an amendment</p>

application seeking amendment in the valuation and court fee clause without following the order dated 27.09.2022. The said application has been allowed by the impugned order dated 15.04.2023, passed by learned Senior Civil Judge, Rishikesh, District Dehradun in Original Suit No.126 of 2018, "Namendra Kumar vs. Ashok Kumar and Others".

**3.** Heard Mr. Ramji Srivastava, learned counsel for the revisionist.

**4.** Admit.

**5.** Issue notice to the respondent no.1 - plaintiff.

**6.** Steps to be taken within three days.

**7.** List on 28.06.2023.

**8.** Till then, further proceedings of Original Suit No.126 of 2018 are stayed.

**9.** Stay Application (IA No.01 of 2023) stands disposed of accordingly.

**(Alok Kumar Verma, J.)**  
**05.06.2023**

Pant/