



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**LPA No. 501 of 2025 (O&M)
Date of Decision:29.05.2025**

Prem Kumar and others

.....Appellants

Versus

Commissioner, Patiala, Division Patiala and others

..... Respondents

**CORAM:- HON'BLE MRS.JUSTICE LISA GILL
HON'BLE MRS. JUSTICE SUDEEPTI SHARMA**

Present: Mr. Aditya Dassaur, Advocate
for appellants.

LISA GILL, J.

1. Prayer in this appeal is for setting aside interim order dated 19.12.2024 to the extent that operation of orders impugned in the pending writ petition have been stayed subject to deposit of 50% of the deficit stamp duty.
2. Notice of motion has been issued in CWP No. 34488 of 2024 filed by petitioners vide order dated 19.12.2024 and subject to deposit of 50 of deficit stamp duty, operation of impugned orders, it is directed shall remain stayed.
3. Learned counsel for appellants argues that appellants are not liable to deposit the stamp duty at all, therefore impugned order have been incorrectly passed. Appellants have nothing to do with the shops in question

and they lay no claim upon them. Therefore, impugned order should have been stayed without the rider of 50% deposit of amount in question.

4. We have heard learned counsel for the appellants and have perused the file with his able assistance, however, we do not find any ground to cause interference, at this stage.

5. It is pertinent to note that the matter is still pending adjudication before learned Single Bench. Arguments as have been raised before us are very well within the realm of consideration by learned Single Bench. Appellants are always at liberty to raise all these pleas before learned Single Bench.

6. At this stage, learned counsel for appellants seeks to withdraw the present appeal with liberty to file appropriate application before learned Single Bench.

7. Appeal is accordingly dismissed as withdrawn with liberty as aforementioned. It is clarified that there is no expression of opinion on the merits of the matter. Pending application(s), if any, stand(s) disposed of accordingly.

(LISA GILL)
JUDGE

(SUDEEPTI SHARMA)
JUDGE

May 29, 2025
s.khan

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.