



GRAM NYAYALAYA KORCHI

Case No. : R.C.S./1/2018

Bimla Darbarsing Tekam
R/o Rajnandgao, Pendhri ward No.20 Infant of Hanuman Mandir Tah.
dist. Rajnandgao(C.G.)

VERSUS

Mangaturam Halalkhor Fulkuwar and others 5
R/o. Korhci, Tah. Korchi, Dist. Gadchiroli 2:Udasabai Ramsewak
Jata
Age: 43
Occupation :
R/o Korchi
Tah. Korchi. Dist.Gadchiroli

3:Shamkumar Akturam Fulkuwar
Age: 21
Occupation :
R/o. Korchi
Tha. Korhci
Dist. Gadchiroli

4:Triveni Akaturam Fulkuvar
Age: 15
Occupation :
R/o. Korchi
Tah. Korchi
Dist.Gadchiroli

5:Tejasvini Akturam Fulkuwar
Age: 15
Occupation :
R/o. Korchi
Tah. Korhci
Dist. Gadchiroli

6:Padmavati Akturam Fulkuvar
Age: 38
Occupation :
R/o Korhci

Tha. Korchi
Dist. Gadchiroli

For the Petitioner : G.M.Nagmoti

For the Respondents : A.P.Nakade

CORAM: M.R.Bagade

Order below Exh 29
(Passed on 3-7-2019)

1. Perused application and say thereon. Heard learned advocate Shri G.M. Nagamoti for the plaintiff and learned advocate Shri A.P. Nakade for the defendant.
2. The present application for sending the agreement to sale to the Stamp Duty Collector Gadchiroli for paying the stamp duty.
3. I have perused the record. In the instant case the plaintiff tendered the agreement to sale of dated 7.3.2013 in the evidence. I have gone through it, it seems that the plaintiff has filed the present suit for specific performance of agreement. It is alleged by the plaintiff that the defendants have executed agreement to sale of suit property. The price of the suit property was decided Rs. 2,41,000/-. The sale deed of dated 7.3.2013 is attached with the list Exh 25. I have perused the sale deed of dated 7.3.2013. The said sale-deed speak volume that the possession of suit property was handed over to the plaintiff on the date of sale-deed itself. It is pleaded by the plaintiff that the possession of property is with her by virtue of agreement to sale. The sale -deed of dated 7.3.2013 is conveyance , therefore, it requires the stamp duty as chargeable to the sale deed. However, it was executed on stamp of Rs. 100/-. It needs to be impounded. Therefore, unless it is duly stamped it can not be read in evidence. Hence, I pass the following order :

O R D E R

1. The sale-deed of dated 07.03.2013 is hereby impounded and send to the Collector of Stamp for the recovery of necessary stamp duty.
2. The necessary endorsement about the impounding be made on the said document of sale-deed.

3. The plaintiff is hereby directed to comply the aforesaid order within 02 months and shall bring necessary certificate from stamp Collector.

4. Issue letter accordingly.

Date- 03 -7-2019

sd/-
Gram Nyayadhikari
Korchi