

CS 165/22
SH. MUKESH KHANNA
Vs.
MR. RACHIT JAIN

12.12.2023

Present : Ms. Neena Malhotra, Ld. Counsel for plaintiff
along-with the plaintiff.

Mr. Sahil Gupta, Ld. Counsel for the defendant.

The matter is fixed for PE.

However, an application U/O IX Rule 7 CPC filed on behalf of the defendant stating that they have never been served with the process of this Court. The same be taken on record. Reply to the same, if any, be filed with advance copy to opposite party.

As per the record, the process has been accepted by one Pramod Kumar Tiwari who reported that after having word with the defendant he has received the summons on behalf of the defendant and even phone number of Pramod Kumar Tiwari is mentioned in the report.

However, counsel for defendant submits that he does not know any person with the name of Pramod Kumar Tiwari. Further, defendant neither directed him to accept the summons on his behalf nor heard anything about the summons of this Court.

Accordingly, issue notice to the process server as well as to Pramod Kumar Tiwari, who has accepted the

summons on behalf of the defendant on filing of PF/RC for next date of hearing.

At this stage, evidence by way of affidavit filed on behalf of the plaintiff. The same be taken on record. Copy supplied.

At request, put up for appearance of process server and Pramod Kumar Tiwari/ arguments on pending application/ PE on **18.03.2024**.

(Ajay Garg)
Additional District Judge-01
(East)/KKD/Delhi/12.12.2023