

CS. No.785/17
Manju Rastogi v. Pawan Kumar

13.03.2020

Present: Plaintiff in person.

Ms. Vidhi Jain, proxy counsel for both the defendants.

On the last date of hearing, it was observed by the Court that in view of the valuation, the suit lies with the civil court, however it has been brought to the notice of the Court by proxy counsel for defendant that in the suit counter claim on behalf of defendants have been filed.

Vide order dated 16.09.2019, it was observed by the Ld. Civil Court where the suit had been originally filed that in view of counter claim in which the valuation is more than Rs.3 Lakh, the suit as well as the counter claim ought to be tried by the court of competent jurisdiction and the Ld. Civil Judge has transmitted the file to the Ld. District Judge and vide order dated 19.09.2019, the matter had been transferred to this court.

It is submitted by proxy counsel for the defendant that on behalf of plaintiff an application u/O 7 Rule 11 CPC has been filed for rejection of the counter claim which is yet to be decided.

Put up for arguments on said application on 03.06.2020. The reply to the said application may be filed by the defendant with advance copy to plaintiff.

(Vijay Kumar Jha)
Addl. District Judge-02(East)
Karkardooma Courts-13.03.2020