

CS No. 2973/16

03.08.2018

Present: Sh. Sanjay Soti, Ld. Counsel for plaintiff along with plaintiff in person.

Defendant no. 1 has already expired and suit abated as against him vide order dated 25.11.2017.

Sh. BK Srivastava, Ld. Counsel for defendant no. 2

Sh RPS Sirohi, Ld. Counsel for defendant no.3 and 4.

Defendant no. 5 is exparte.

Reply to the application of the plaintiff under Order 22 Rule 9 CPC filed on behalf of defendant no. 2. Copy supplied. Ld. Counsel for defendant no. 3 and 4 submit that he does not intend to file any reply to the said application nor has any objection if the same is allowed. Similarly, the application is also not opposed by Ld. Counsel for defendant no. 2.

Reply filed on behalf of the defendant no. 3 and 4 to the application of the plaintiff under Section 21 and 22 of the Specific Relief Act. Copy supplied.

Heard.

The said application in fact seeks to incorporate certain additional reliefs in the plaint and therefore, has not been filed under the correct provisions of law.

Ld. Counsel for plaintiff seeks some time to make clarifications in this respect. Hence, at request, put up for arguments on the said application as well as under Order 22 Rule 9 CPC read with Section 5 of Limitation Act on 10.09.2018.

Let defendant no. 4 appear in person on the next date.

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 03.08.2018