

CS. No. 918/18

L.N. GULATI VS SURINDER KUMAR MEHRA

07.05.2019

Present: Sh. Udai Seth, Ld. Counsel for plaintiff.

Defendant in person.

Advance copy of replication is supplied and it is submitted that same shall be filed on court record, during the course of day. No admission/denial is being done. Following issues have been framed:-

1. Whether the plaintiff is entitled for the decree of eviction as claimed in prayer clause a) of the plaint? OPP.
2. Whether the plaintiff is entitled for the decree of Rs. 12,16,000/- along with interest pendenlite and future @ 15% p.a as claimed in prayer clause b) of the plaint? OPP.
3. Whether the plaintiff is entitled for the directions against the defendant for payment of damages/mense profit @ Rs.15,000/- per month w.e.f September 2018 and till actual vacation of the premises, as claimed in prayer clause c) of the plaint? OPP.
4. Whether the suit is undervalued for the purposes of court fee and jurisdiction? OPD.
5. Relief.

No other issue arises or pressed for and hence explained.

I have gone through the para 36 of the plaint, valuing the suit for the purpose of court fees and jurisdiction, and it is clear therefrom that plaintiff has not valued the relief of ejection/eviction/possession either for the purposes of jurisdiction, or, court fees on advolrem basis, which is

CS. No. 918/18

L.N. GULATI VS SURINDER KUMAR MEHRA

-2-

payable in terms of clause (cc) of Ss (v) of Sec. 7 of Court Fee Act, 1870. Ld. Counsel for the plaintiff seeks time to furnish the court fee leviable in accordance with law on advolrem basis. Put up for court fees and further consideration on 15.07.2019.

(Sanatan Prasad)
Additional District Judge-01
(East)/KKD/Delhi/07.05.2019