

13.8.2018

Present:- Plaintiff No. 2 in person alongwith Shri NL Sahai – Ld. Counsel for both the plaintiffs.

Defendant in person with Shri Rajesh Kumar – Ld. Counsel

Ld. Counsel for the plaintiff submits that he does not intend to file any reply to the application of the defendant under Order 12 Rule 8 CPC. It is further submitted by Ld. Counsel for the plaintiff that the original previous chain of documents were never supplied to the plaintiff by the defendant but only photocopies thereof and he has undertaken to file another set of photocopies on record, alongwith a photocopy of the title document in favour of the defendant in respect of the property in question . In view thereof, the said application stands disposed of as satisfied.

Another application under Order 39 Rule 1 & 2 CPC is pending on record. However, at this stage, Ld. Counsel for the plaintiff submits that he does not want to press his said application and therefore, it may be dismissed as withdrawn with liberty to file appropriate application . Statement of the plaintiff recorded separately to this effect. In view thereof, the said application is dismissed as withdrawn with liberty to the plaintiff to file any other appropriate application .

The plaintiff has already given a statement that he does not want to file any replication to the WS.

There are no documents worth admission/denial as submitted by both the parties. Hence, from the pleadings of the parties following issues arise and are hereby framed :

...2...

ISSUES :

1). Whether the plaintiff is entitled for a decree in the sum of Rs.29,38,000/- against the defendant alongwith interest, if any, and if yes, at what rate and at what period? OPP

2). Whether the defendant had taken a loan of Rs.6,50,000/- from the plaintiff and in the garb of the loan documents, the plaintiff obtained her thumb impression on the title documents of her property which are subject matter of the present suit by making interpolations in the same? OPD

3). Relief.

No other issue arises or is pressed for.

Put up for PE on **29.11.2018**. Advance copy of affidavit in evidence on behalf of the plaintiff be supplied to Ld. Counsel for the defendant at least one week before the next date, so that the plaintiff's witness could be cross-examined on that date. List of witnesses be filed within 15 days.

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 13.8.2018

CS No. 807/2017

13.8.2018

Statement of Shri Sardar Singh S/o Late Shri Har Lal Singh – plaintiff No. 2
on SA

I say that I am the plaintiff No. 2 in the present suit. I state on my behalf as well as on behalf of plaintiff No. 1 that we do not want to press our application under Order 39 Rule 1 & 2 CPC. The same may be dismissed as withdrawn with liberty to file afresh and appropriate application in this regard.

RO & AC

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 13.8.2018