

14.12.2016

Present: Plaintiff with Ms. Amrita, advocate.
Sh. N. Pandey, counsel for defendant no.1.
Ms. Pushp Gupta, counsel for defendant no.2.

Rejoinder to the amended written statement of defendants no. 1 & 2 on behalf of plaintiff filed. Certain documents are also filed alongwith the replication of defendant no.1. Copies given.

Counsel for defendants have raised objection for taking replication on record without specific permission of the court on the ground that unless court directs, plaintiff himself cannot file any replication. This point will be decided later on but for the time being I am simply handing over the copies of the rejoinder to the written statements to the defendants but it does not mean that the same have been accepted.

The rebuttal arguments are heard on behalf of the plaintiff on the application under Order 7 Rule 14 CPC as plaintiff has now taken a decision after consulting her counsel not to withdraw the same. Plaintiff has also filed written submission in support of this application. Copies be given to the opposite counsels.

It is found from the record that plaintiff and her counsel had not signed the amended written statement filed on record on 04.10.2016 after passing of the High Court order so they are permitted to sign the same today.

Now the arguments on the application under Order 7 Rule 14 CPC are completed so put up this matter on 04.01.2017 for orders on this application. On the next date, the arguments shall also be heard on the point whether the rejoinder to the written statements/replication filed today by the plaintiff without any prior permission can be taken on record or not or there exists any ground for brining the same on record now.

(ASHWANI KUMAR SARPAL)
Addl.Distt Judge(NE)-01
14.12.2016