

CS No. 98/18

Mumtaj Bano & ors. Vs. Khurshid Alam & ors.

02.07.2019

Present: Sh. K.R.Rana, Adv. for the plaintiff with plaintiff no.1 in person.

Sh. Nasimuddin Adv. for the defendants no. 1,3,4,5 and 8.

All the defendants in person except defendants no. 6 and 7.

The submissions of the Id. counsels for the parties are heard on the application moved on behalf of the defendant no.8 under Order IX Rule 7 r/w Section 151 CPC dated 15.09.2018. The Id. counsel for the plaintiff is having no objection, in case the ex-parte order dated 27.08.2018 against the defendant no. 8, is set aside.

In view of the submissions of the Id. counsels for the parties, and in the interest of justice, the said application is hereby allowed and the ex-parte order against defendant no. 8 dated 27.08.2018 is set aside.

The WS be filed by the defendant no. 8 within two weeks. Advance copy of the same be supplied to the Id. counsel for the plaintiff atleast 3 days prior to the next date of hearing.

Adjourned for arguments on the application u/o XXXII Rule 3 r/w Section 151 CPC dated 11.04.2018 and for further proceedings on 18.09.2019.

Brijesh Kumar Garg
ADJ-01/N-E/KKD Courts
02.07.2019