

CS No. : 502/16

Mahender & Ors. Vs. Chander & Ors.

21.10.2019

Present: Mr. Trilok Chand, advocate for the plaintiff with plaintiff in person.
Mr. Mohd. Arif, advocate for the defendants no.4, 5 and 6.
None for the remaining defendants since morning despite repeated calls.

Even the applicant Rajesh S/o. Late Sh. Bansi Lal has not appeared since morning despite repeated calls. Therefore, the application under Order I Rule 10 r/w Section 151 CPC dated 16.09.2019, moved on behalf of the applicant Rajesh Kumar, S/o. Late Sh. Bansi Lal is hereby dismissed in default and for non prosecution.

The learned counsel for the defendants no.4, 5 and 6 has submitted that the defendant no.4 has not contacted him for the last several dates of hearing and even a notice was sent to him on 01.10.2019 by speed post but the defendant no.4 had not contacted him and therefore he may be discharged from the present suit from representing the defendant no.4. The learned counsel for the defendants no.4, 5 and 6 has also filed a copy of the notice dated 30.09.2019 alongwith the speed post receipts.

In view of the submissions of the learned counsel for the defendants no.4, 5 and 6, the learned counsel for the defendant no.4 is discharged from the present suit from representing the defendant no.4 in the present suit.

A court notice be issued to the defendant no.4 for the next date of hearing.

Adjourned for entire remaining plaintiff's
evidence on **18.02.2020**.

BRIJESH KUMAR GARG
ADJ-01/NE/KKD Courts
21.10.2019

pk