

CS No. 59436/16
Rajinder Prasad Goyal Vs. Surya Prakash Goyal

25.10.2017

Present : Ld. Counsel for parties.

Cost paid by defendant. It is stated that amended WS has been filed alongwith application U/o 6 R 17 CPC by the defendant. Plaintiff does not want to file any replication to the amended WS as stated. Application U/o 39 R 1 & 2 CPC has already been decided vide order dated 17.05.2016. No admission/denial is to be done as stated by the parties. Pleadings of the parties are complete.

Upon the pleadings of the parties the following issues are framed:-

- 1) **Whether the suit of the plaintiff does not disclose any cause of action? OPD.**
- 2) **Whether the suit of the plaintiff is barred by limitation? OPD.**
- 3) **Whether the plaintiff is entitled to decree of declaration, as prayed for ? OPP**
- 4) **Whether the plaintiff is entitled to decree of permanent injunction as prayed for? OPP**
- 5) **Whether the plaintiff is entitled to decree of possession, as prayed for? OPP.**
- 6) **Whether the plaintiff is entitled to decree of mesne profit as prayed for? OPP.**
- 7) **Relief?**

No other issue arises or pressed.

Be put up on **25.04.2018** for PE. List of witnesses be filed within 15 days. Ld. counsel for the plaintiff is directed to supply the advance copy of the affidavit of evidence to the defendants at least 15 days prior the next date of hearing.

(Sanjay Jindal)
ADJ-02 (North), Rohini, Delhi.
25.10.2017(pk)