

14.11.2024

Present: Sh. Shanul Kadyan, counsel for plaintiff with
plaintiff.
Sh. Kuldeep Gautam and Sh. Avdhesh Kumar,
counsel for D-1&D-2.
None for D-3.

Heard. Perused.

Case is today fixed for arguments and disposal of an
application u/o 7 rule 11 CPC.

Submissions on said application heard.

On perusal of record, I am of the considered view
that the points/questions raised in said application are mixed
questions of law as well as facts and the same cannot be decided
at this stage merely on the basis of pleadings of parties. The said
issues are triable issues.

**At the time of framing of issues, issue regarding the
points raised in application u/o 7 rule 11 CPC will be framed.**

Said application stands disposed of in aforesaid
terms.

At joint request of parties, arguments on an
application u/o 39 rule 1 & 2 CPC heard.

Now to come up on 16.11.2024 for orders on said
application.

(Deepak Dabas)
DJ-1(North)/Rohini Courts
Delhi/14.11.2024