

22.12.2022

Present: Sh. N.S. Bhatt, counsel for plaintiff.

Defendants are yet to be summoned.

Heard. Perused.

Counsel for plaintiff has drawn attention of this Court towards the schedule of the Limitation Act, 1963 and more particularly entry number/serial no.74 wherein it is mentioned that the period of limitation for malicious prosecution shall be one year and the said period shall start when the plaintiff is acquitted or the prosecution is otherwise terminated. Ld. Counsel further submits that plaintiff was acquitted vide order/judgment dated 19.12.2019 and the present suit is within the period of limitation as the period w.e.f. 15.03.2020 till 28.02.2022 is to be excluded in view of pandemic of Covid-19/ as per judgment of Hon'ble Supreme Court of India.

Issue summons of the suit to defendants on filing of PF/RC/Speed post/ courier returnable on 25.05.2023. Steps be taken within three weeks.

(Deepak Dabas)
ADJ-1(North)/Rohini Courts
Delhi/22.12.2022