

GEETA RANA Vs. SURESH RANA

10.07.2024

Present: Mr. Raj Kumar Chandiwal, Ld. Counsel for plaintiff.
Mr. Anil Chauhan, Ld. Counsel for defendant (through VC)
along with defendant in person.

ORDER

1. Affidavit of admission/ denial of documents is filed on behalf of the plaintiff. Same is taken on record. An extra copy of the same is placed on the judicial record.
2. At this stage, Ld. Counsel for plaintiff wants to withdraw his affidavit of admission/ denial of documents as he has conducted the admission/ denial of his own documents. Heard. Request allowed.
3. Ld. Counsel for defendant submit that he does not wish to file affidavit of admission / denial of documents. In view of the submissions made, the admission/denial of documents stands concluded.
4. At this stage, counsels for parties are asked whether there is possibility of settlement in terms of Order 10 Rule 1A. The counsels for the parties submit that there is no possibility for settlement and issues may be framed.
5. On the basis of the pleadings of the parties, the following issues are framed:-

- i. Whether the plaintiff is entitled to a decree of declaration in his favour and against the defendant, as prayed for? OPP*
- ii. Whether the plaintiff is entitled to a decree of permanent injunction in his favour and against the defendant, as prayed for? OPP.*

Contd....

iii. Whether the suit of the plaintiff is barred under Section 11 of CPC? OPD.

iv. Relief.

6. No other issues are pressed for by the parties. Nor does any other issue arise from the pleadings of the parties.

7. Be put up for PE on 09.10.2024.

8. *The plaintiff is directed to file evidence by way of affidavit along with list of witnesses within 15 days from today with advance copy to the counsel for the defendant.*

Shivali Bansal
DJ-03, Rohini Courts
North District, Delhi
10.07.2024