

ARUN BANSAL Vs. KALI CHARAN BANSAL**20.07.2023**

Present: Sh. Surender Kumar, Ld. Counsel for plaintiff.
Sh. S. B. Pandey, Ld. Counsel for defendant.

An application is filed on behalf of plaintiff for waiving of the cost.

Submissions are heard on the application.

The plaintiff has filed the present suit seeking partition of immovable property and defendant no. 3 is minor. The plaintiff has not filed any application for appointment of ad litem guardian for minor defendant no. 3 despite opportunities given by the court and on the last date of hearing, further opportunity was granted to the plaintiff to move the requisite application and the cost was imposed.

Even today, no such application has been filed on behalf of plaintiff, thus, no ground to waive the cost. Application is dismissed, however matter is passed over for making payment of cost and awaiting the appropriate application so that matter may be proceeded.

Hearing is resumed at 12:00 pm.

Present: Sh. Surender Kumar, Ld. Counsel for plaintiff.
Sh. S. B. Pandey, Ld. Counsel for defendant.

Cost to be paid to the defendant is paid. Time is

..2..

sought by Ld. Counsel for plaintiff to deposit the remaining cost with Advocates' Welfare Fund, Rohini Bar Association.

One application under Order 32 rule 1 CPC is also moved on behalf of plaintiff. Copy of the same is supplied to Ld. Counsel for opposite party.

Submissions on the application are heard.

By way of present application, plaintiff prays for allowing the defendant no. 3 who is minor to be made a party being co-sharer.

Under Order 32 CPC, a guardian is required to be appointed of a minor party to represent it during the trial of the suit. Considering the facts, Sh. Ajay Singhal, father of minor Mehak Singhal is appointed as her guardian ad-litem for this suit only.

As requested, put up for settlement of issues on **12.10.2023.**

At request of Ld. Counsel for plaintiff, next date i.e. 12.10.2023 is changed to 09.11.2023.

(SUNIL CHAUDHARY)
ADJ-04/North-West
RHC/Delhi 20.07.2023