

**CS No. 174/16**

**M/s OMSA Infrastructure Services Vs. M/s Grand Slam & Ors.**

**06.09.2016**

Present: Sh. Bharat Deepak, Counsel for the plaintiff.  
Sh. Gurdeep Singh, Proxy counsel for the defendants.

From the pleadings of the parties, following issues are framed for adjudication: -

1. Whether part claim of the plaintiff for recovery of rent for the period from 01.05.2009 till May 2010 is barred by limitation? OPD.
2. Whether suit is not maintainable against defendant no. 1 and 2? OPD
3. Whether the defendants are not liable to pay service tax? OPD
4. Whether the plaintiff is entitled to recover the suit amount from the defendants? OPP
5. Whether the plaintiff is entitled to interest, if so, at what rate and for which period ? OPP.
6. Whether the defendant/counter claimant is entitled to recover a sum of Rs. 2,11,150/- from the plaintiff? OPD
7. Whether the defendant/counter claimant is entitled to interest, if so, at what rate and for which period? OPD
8. Whether there is no privity of contract between the plaintiff and counter claimant no. 3? OPP
9. Whether the counter claim is not maintainable under the provisions of Indian Partnership Act? OPP
10. Relief.

No other issue arises or pressed upon.

Case is now fixed for PE for **02.12.2016**. Evidence by way of affidavit of witnesses be filed with advance copy to the counsel for defendants. List of witnesses be filed by both the parties within 15 days.

**(Balwant Rai Bansal)**  
**ADJ-02/SE/Saket/New Delhi**  
**06.09.2016**