

CS DJ 1122/19

RAKESH KUMAR Vs. BHUPENDER GUPTA

25.01.2023

Present : Sh. Siddhant Gautam, Ld. Counsel for plaintiff.

Sh. Kesar Singh, Ld. Counsel for defendant no. 1.

Ld. Counsel for defendant no. 2.

An application u/s 10 of CPC filed by defendant no. 1 pending adjudication. Reply to the said application has already been filed. Today, copy supplied to Counsel for defendant no. 1.

Counsel for defendant no. 2 submits that his application under Order 7 Rule 11 is also pending adjudication and no reply to the said application has been filed on behalf of the plaintiff.

Otherwise, the matter is listed for admission/ denial of documents.

It is submitted by both the counsels appearing that another suit for adjudication between the same parties is pending adjudication before the Court of Ld. ADJ-01 Sh. Akash Jain and for disposal of the application u/s 10 of CPC, it would be appropriate if both the suits are tried by the same Court. Accordingly, both counsels have conceded that the present suit can be transferred to the Court of Ld. ADJ-01 Sh. Akash Jain for consideration of the application u/s 10 of CPC filed on behalf of defendant no. 1.

Considering the submissions made, let the present suit be put up before Ld. Principal District and Sessions Judge, South-East, Saket on **28.01.2023 at 02:00 pm** for consideration and appropriate orders in this regard.

Ahlmad is directed to sent the file complete in all respects.

(Chetna Singh)

ADJ-06/SE/Saket Court/Delhi

25.01.2023