

CS No. 39/19
Kapoor Singh Lamba vs. Ajay Kumar & Ors.

21.01.2019

Present : Sh. Ankush Gautam, counsel for the plaintiff.

Counsel for the plaintiff has filed today an application u/O. 6 Rule 17 r/w Section 151 CPC seeking amendment in the plaint alongwith amended suit.

Heard. Record perused.

By way of the present application, the plaintiff is seeking certain amendments in the plaint. Since the suit is at initial stage and summons of the suit have not yet been issued, the application is allowed.

This is a suit for partition, possession with consequential relief of permanent injunction. I have gone through the amended plaint and I am *prima facie* satisfied that this suit is within the territorial and pecuniary jurisdiction of this court and is also within limitation.

Issue summons of the suit to the defendants through PF & RC for **04.02.2019**. Process be given **Dasti** also as requested. PF be filed within three days.

Incharge Nazarat Branch is hereby directed to ensure that the processes issued shall be executed and served preferably within 3 days. In case the defendant(s) refuse to accept the service or is not found available despite three mandatory visits, Process Server shall affix the summon at a

conspicuous place of the defendant address and leave the copy of plaint and annexures there as per Order 5 Rule 17 CPC and will file his report.

Defendants shall file WS within two weeks from the date of service under advance copy to the counsel for the plaintiff.

(Mohd. Farrukh)
ADJ(SW)/Pilot Court
Dwarka Courts/21.01.2019