

CS No.

Nirmala Gupta Vs. Rajesh Kumar Garg & Ors.

19.07.2017

Fresh suit received by way of assignment. It be checked and registered.

Present : Sh. Anwar Ali Khan, counsel for the plaintiff.

Heard.

This is a suit for declaration, possession and damages/ Use of occupation of charges/ Mesne profits and permanent injunction. I have gone through the 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. The suit has been properly valued for the purpose of court fee and jurisdiction and appropriate court fee stands duly paid. The suit does not suffer from any apparent defect warranting its rejection at this juncture.

Issue summons of the suit alongwith application u/O. 39 Rule 1 & 2 CPC to the defendants through PF, RC and speed post, authorized courier for **31.07.2017**. Counsel for the plaintiff is directed to file the tracking report of service through speed post on the next date. PF be filed within three days from today. Dasti be given, as requested.

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 refuse to accept

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the service or is not found available despite three mandatory visits, Process Server shall affix the summon at a conspicuous place of the defendants 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)/Dwarka Courts
19.07.2017