

12 CS DJ ADJ 305/23 CHANDER BHAN KALRA ANR ORS Vs. M/S
SHIVA AUTOMOTIVE AND ORS

26.04.2024

Present: Sh. Harish K Malhotra, Ld. Counsel for plaintiff along with
plaintiff.

Sh. Darshan Kumar, Sh. Ashok Kumar Sharma and Sh. Dinesh
Chandra, Proxy counsels for Sh. Kuldeep Singh, Ld. Counsel
for defendants.

Replication filed on behalf of the plaintiff on 27.02.2024. Copy
supplied.

Record perused.

Record reveals that, plaintiff has impleaded M/s Shiv Automatic
twice i.e. as defendant no. 1 as well as defendant no. 2. **Accordingly, M/s
Shiv Automatic impleaded as defendant no. 2 stands deleted from the
array of parties being repetition u/o I Rule 10 CPC. Plaintiff is directed
to file amended memo of parties accordingly.**

It is submitted on behalf of both parties that, admission/denial of
documents may be dispense with and issues may be framed.

According to pleadings between the parties, following issues are
framed:

1. *Whether plaintiff is entitled for decree of a sum of Rs. 9,50,000/-
against defendant as prayed for? **OPP.***
2. *Whether there was any employer-employee relationship between
plaintiff no. 1 and defendants? **OPP***
3. *Whether plaintiff is entitled for decree of sum of Rs. 12,50,000/- qua
due salary as prayed for ? **OPP.***

4. *Whether plaintiff is entitled for decree of interest on above decretal amount, if any ? If affirmative, at what rate and for what period? **OPP.***
5. *Whether plaintiff is entitled for the cost of the suit? **OPP.***
6. *Relief.*

No other issue arises or pressed for.

List of witnesses be filed by both the parties within 15 days.
Evidence by way of affidavit of the PWs be filed 15 days prior to next date of hearing with advance copy to other side.

Be listed for PE on **02.08.2024.**

(SHILPI M JAIN)
DJ-05 (SW)/Dwarka Courts
New Delhi: 26.04.2024