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CS DJ ADJ 1118/18
MURTI DEVI Vs. SHALU AND ORS

25.09.2023

Present : Sh. Suraj Malik, Id. Counsel for plaintiff.
Both the defendants are already ex parte.

Vide present order, I would decide the application of the Plaintiff under Order VII R 14 of CPC.

It is averred in the present application that the grandmother of the plaintiff namely Smt. Murti Devi had filed a complaint case bearing no.7472/2019 against the defendants wherein FIR bearing no.568/2017 was registered at P.S. Uttam Nagar u/s.420/468/471/201 read with Section 34 IPC. The IO of the said FIR has submitted the chargesheet before the court of Ld. MM, Dwarka Courts, to which a criminal case no.2968/2023 was registered against the defendants. Plaintiff wishes to file certified copies of the charge-sheet in the said FIR registered against Defendants in the Court of Ms. Alka Singh, Ld. M.M.Dwarka Courts, New Delhi for proper adjudication of the present suit. It is further averred that the said charge-sheet was not in possession of the Plaintiff at the time of filing of the present suit as the same had only been filed recently by the IO in the concerned Trial Court.

I have perused the application and gone through the record.

Considering the averments in the present application, I find that matter is at the initial stage and issues have been framed on 08.06.2023 by this Court. The evidence has

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not been recorded in the present matter. Therefore, no prejudice will be caused to the Defendants if the present application is allowed. Therefore, present application under Order VII R 14 of CPC is hereby allowed and Plaintiff is directed to produce the charge-sheet and other documents before this Court on the next date of hearing. Application under Order VII R 14 of CPC is disposed off accordingly.

Evidence by way of affidavit alongwith list of witnesses have been filed on behalf of the plaintiff. The same are taken on record.

To come up for ex parte PE on **18.12.2023**.

(DIVYANG THAKUR)
ADJ-03/ SOUTH-WEST
DWARKA/ NEW DELHI
25.09.2023