

20.02.2017

Present: Sh Gaurav Sharma, Proxy for plaintiff
Sh Vivek, Ld counsel for defendant

Though, today the case is fixed for arguments on application U/o 7 rule 11 CPC as well as application U/o 39 rule 1 and 2 CPC

Ld counsel for plaintiff seeks adjournment on the ground that in compliance of the submission made on 04.01.2017, application U/o 6 rule 17 CPC could not be prepared as somebody has expired in the family of the parties.

However, copy of application U/o 6 rule 17 CPC supplied in advance to the counsel for defendant with undertaking to file application U/o 6 rule 17 CPC along with amended plaint as well as copy of amended plaint in advance to the defendant within 7 days which is strongly opposed by the counsel for defendant with request to dismiss the suit for non prosecution and also keeping in view the submission made in the application U/o 7 rule 11 CPC

Heard.

Request of plaintiff is allowed.

Last and final opportunity is given to file the same within 2 weeks.

Put up the file on **27.03.2017** for further consideration/ or order on application U/o 7 rule 11 CPC as well as application U/o 39 rule 1 and 2 CPC with liberty to defendant to file application U/o 6 rule 17 CPC along with the amended plaint, if any before NDOH and with advance copy to the defendant.

(Rakesh Kumar-IV)
ADJ-06, West District
THC/20.02.2017