

28.07.2018

Present: Counsel for plaintiff.  
Defendant no.1 is ex-parte.  
Counsel for defendant no.2.

Affidavit in evidence filed. Copy given.

Defendant no.2 has filed an application u/o 14 rule 2&5 CPC, praying that issue no.3 framed vide order dated 23.04.2018, be treated as preliminary issue.

Counsel for plaintiff submits that he does not want to file reply to the application and will straightway address the arguments on the application.

Arguments on the said application heard.

Put up for orders at 4.00 p.m.

(Charu Aggarwal)  
ADJ-03/West Distt./THC/Delhi  
28.07.2018

At 4.00 p.m.

Present: None for the parties.

While going through the file for deciding the application u/o 14 rule 2&5 CPC, I found that not only issue no.3, but issue nos.2&4 can also be treated as preliminary issue. Hence, issue nos.2,3&4 are treated as preliminary issue.

Apart from issue nos. 2,3&4, this court deem it appropriate to frame one more preliminary issue i.e."**whether the suit of the plaintiff is maintainable in view of the law of land that absolute privilege is attached with the judicial proceedings of the civil courts**".

Let the matter be put up for arguments on all the 4 issues  
i.e. issue nos.2,3&4 framed vide order dated 23.04.2018 and preliminary  
issue framed today on 25.09.2018.

(Charu Aggarwal)  
ADJ-03/West Distt./THC/Delhi  
28.07.2018