

18.05.2022

Present: Sh. Mukesh Sharma, counsel for plaintiff.

Sh. Vikas Sharma, counsel for defendant.

Ld. Counsel for plaintiff has moved an application under order 7 rule 14 read with section 151 CPC for filing certain documents which are stated to have not been filed with the original plaint. The only ground stated is that due to urgency in filing the present case, same could not be filed earlier. Therefore, it is stated that same be allowed to be taken on record.

Defendant has filed a reply to the above application in which it is stated that the present application is malafide and plaintiff wants to delay the suit and therefore, same is liable to be dismissed.

I have heard the rival contentions.

Issues in the present suit are still to be framed, accordingly trial has not yet commenced, therefore, no prejudice shall be caused to the defendant, in case the above documents are taken on record, even otherwise said documents are material documents, same are accordingly allowed to be placed on record subject to costs of Rs. 2,000/- to be paid by plaintiff. Let copy of the documents be supplied to ld. Counsel for the defendant, today during the course of the day.

Ld. Counsel for the plaintiff states that he does not want to file replication to the written statement of defendant.

Accordingly, put up on 08.08.2022 for A/D of documents and framing of issues.

(Sanjeev Aggarwal)
ADJ-02, WEST
18.05.2022