

Suit No: 612947/16

Harbhajan Kaur vs Satish Yadav & ors

27.11.2018

Present: Ms Rashmi Sharma, counsel for plaintiff.
Sh. Yashpal Jolly, counsel for defendant no.1. Vakalatnama
filed. Kept on record.
Defendant no. 1 in person.
Sh. N.S Negi, counsel for defendant no. 2

It is stated by Sh. N.S Negi, Advocate that earlier he was representing defendant no.1 also. However, fresh vakalatnama on behalf of defendant no.1 is filed. Hence, he be discharged as counsel for defendant no.1 in the present case.

Defendant no.1 submits that he wants to be represented by Sh. Yashpal Jolly, Advocate in the present case.

In view of same, Sh. N.S Negi, Advocate is discharged as counsel for defendant no.1 in the present case.

It is stated by counsel for defendant no. 1 that he has received the copy of application under Order VI Rule 17 of CPC and he has no objection, in case the present application is allowed. Counsel for defendant no. 2 submits that he has not received the copy of the application under Order VI Rule 17 of CPC. Counsel for plaintiff submits that notice alongwith copy of application under Order VI Rule 17 of CPC was sent to defendant no.2. Be that as it may be. In order to expedite the trial, let additional copy of the application under Order VI Rule 17 of CPC be supplied to the defendant no. 2 or his counsel within 2 days from today against acknowledgment.

Thereafter, defendant no.2 is at liberty to file reply to said

application on or before next date of hearing after supplying advance copy of same to the opposite party or his counsel against acknowledgment atleast one week prior to next date of hearing

It is stated that another application under Order VII Rule 14 of CPC moved by plaintiff is also pending for disposal.

Counsel for defendant no.1 submits that he has not received the copy of same yet. Copy is supplied to defendant no.1 today in the court. Copy of the application under Order VII Rule 14 of CPC already supplied to defendant no.2. It is stated on behalf of defendants that only the copy of application has been supplied but the copy of proposed documents are not supplied . Same be supplied to the counsel for defendants within 2 days from today against acknowledgment.

Both defendants are at liberty to file reply to the application under Order VII Rule 14 of CPC on or before next date of hearing after supplying advance copy of same to the counsel for plaintiff or plaintiff at least one week prior to next date of hearing.

Be listed for arguments on the application under Order VI Rule 17 of CPC as well as on application under Order VII Rule 14 of CPC on 13.03.2019.

Sugandha Aggarwal
ADJ-07/West/Delhi
27.11.2018