

Jagbir Singh Vs. Ajit Singh

Present:- Sh. Sudhir Kumar Mudgil, Advocate for plaintiff.
Sh. Naresh Singh Tanwar, Advocate for defendant

Today the case is fixed for filing replication and for consideration on framing of issues. Replication not filed by the plaintiffs. Both the parties were requested to opt for any mode of compromise as envisaged under section 89 of the C PC, but none of the parties showed their interest in amicably settling their matter. From the pleadings of the parties, the following issues are framed:-

1. Whether the plaintiff is owner in possession of land bearing Khasra No.194(1-1), Khewat No.16/16 Rect. No.49, Killa No.21(4-8) and Khewat No.17/17 Rect. No.49 situated within the revenue estate of village Lokri, Tehsil Pataudi?OPP
2. Whether the defendant has encroached some portion of plaintiff's property constructed a bathroom?OPP
3. Whether the plaintiff is entitled for decree for permanent and mandatory injunction as prayed for?OPP
4. Whether the suit is not maintainable in the present form?OPD
5. Whether the plaintiff has no locus standi and cause of action to file the present suit? OPD.
6. Whether the suit is bad for mis-joinder and non-joinder of the necessary parties? OPD
7. Whether the plaintiff is estopped from filing the suit by his own act and conduct?OPD
8. Whether the plaintiff has not come to the court with clean hands and have concealed the true and material facts from the Court? OPD
9. Whether the suit of the plaintiff is hopelessly time barred?OPD
10. Relief.

No other issue arises, pressed or claimed. Now to come up for 23.08.2024 for evidence of the plaintiff. List of witnesses, PF, DM etc. to be filed within seven days, failing which the evidence of the plaintiff shall be brought at his own responsibility.