

Pushpinder Jain Vs. Sudha Jain 645

CNR No.PBJL02-001243-2017

Present: Sh.Umesh Dhingra, Advocate Cl for plaintiff.
Sh.Naval Sehgal, Advocate Cl for defendant nos.1 to 4.
Sh.Manjit Kumar Jain, Advocate Cl for defendant no.9.
Sh.Anil Kalia, Advocate Cl for defendant no.7.
Defendant nos.5, 6 and 8 exparte.

Today the case was fixed for consideration on stay application but Ld.counsel for defendant no.9 submitted that he is appearing on behalf of Bindu Jain who is arrayed as defendant no.9 but inadvertently at the time of filing of memo of appearance they represented Bindu Jain as defendant no.8 instead of defendant no.9. The perusal of record provides that on the next date of hearing, Sh.Manjit Kumar Jain has filed power of attorney on behalf of defendant no.9. The said mistake in the memo of appearance seems to be bona fide. Further the perusal of record provides that as Ld.counsel for defendant no.9 represented the Bindu Jain as defendant no.8 in memo of appearance and on the next date of hearing defendant no.8 was proceeded against exparte but the matter of the fact is that defendant no.8 has never been served in the present suit. Therefore, the interest of justice, let the notice to defendant no.8 through ordinary process as well as through RC/AD be issued for 02.05.2018.

(Chandna Bhatti) PCS
Civil Judge (Jr. Divn.)
NRI Cases/Jalandhar
UID No. PB0511

Date of order: 11.04.2018

Ritu Bala

Next Date: 02.05.2018

Purpose: _____