

BEFORE THE HON'BLE COMMERCIAL COURT,

PUNE AT PUNE.

COMMERCIAL CIVIL SUIT NO. 6 OF 2026

M/s PUSHPA PROPERTIES

...Plaintiff

Versus

DECCAN COLLEGE POONA TRUST

...Defendant

REPLY ON BEHALF OF THE PLAINTIFF TO THE APPLICATION
UNDER ORDER I RULE 10 CPC R/W SECTION 151 CPC

The Plaintiff above-named most respectfully submits as under:

1. The Plaintiff respectfully submits that the contents of the said Application are false, fabricated, not legal, proper or correct and hence, are denied by the Plaintiff in toto. All the contentions of the said Application are denied, except those that are specifically admitted and those contentions that are not specifically denied, shall not amount to admission.
2. At the outset, the said Application filed by the Defendant under Order I Rule 10 of CPC is vexatious, not proper, and void in the eyes of law or bona fide. It clearly shows mala fide intent of the Defendant. It is humbly submitted that the Application filed by the Defendant is only with a view to delay and protract the proceedings.
3. The Plaintiff is relying on the contents of the Plaint and should be read as a part and parcel of the present reply.
4. It is submitted that it is a well settled principle of law that the Plaintiff in a suit, being *dominus litis*, may choose the persons against whom he wishes to litigate and cannot be compelled to sue a person against whom he does not seek any relief, unless such person is shown to be a necessary party

ORDER
T.O.R.