

RCS No. 23-2014

Shashikala ..Vrs. Jagdish

ORDER BELOW EXH.14

Heard both the sides. Perused application. It reveals that the defendant No. 1 prayed for rejection of plaint under order 7 rule 11 of Civil Procedure Code mainly on the ground that the original title deed is not file on record. It is also alleged that the said sale deed was not sign by the plaintiff. In my opinion, the plaint can not be rejected on disputed factual grounds. All the deputed factual grounds needs to be decided on merit during trail. The contentions of defendant No. 1 are beyond the scope of order 7 rule 11 of Civil Procedure Code. Hence application is without having any substance and same is rejected.

Date 25-06-2015

Manora

(R.B. Raja)

Civil Judge (J.D.), Manora