

ORDER

The plaintiff has filed IA No.1 under Sec.80(2) of CPC with a prayer to permit them to suit against the defendant No.1 and 2 by dispensing with prior notice as required to be given under Sec.80(2) of CPC.

2. In the affidavit annexed to IA, the plaintiff contends that she has filed the present suit for the relief of permanent injunction and prays for the IA to be allowed and the notice to be dispensed with.

3. Heard arguments of counsel for the plaintiff and also perused the materials on record.

4. Sec 80(2) lays down that, a suit to obtain urgent relief, may be instituted with the leave of the court and the court if it is satisfied that there is no urgent relief, the court, can return the plaint for presentation after complying with the requirements of Sec 80(1). Though the affidavit disclose requirement of any urgent or immediate relief against the defendant No.1 and 2, but, there is no supporting documents furnished. Without supporting documents court cannot dispense the notice against Government authority. Therefore on being satisfied that there is no urgent relief required, hence, IA

is dismissed. The office is directed to return the plaint to the plaintiff file after complying with the requirements of sec 80 (1) of the CPC.

Office to return the plaint for compliance.

-sd-

PCJ and JMFC,
Kaduru.