



HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P(227) No.710 of 2023

Swarna Kumar Mehta & Anr. **Versus** Surendra Kumar Mehta & Anr.

Order Sheet

17/09/2024	Shri Amarnath Pandey, counsel for the Petitioners. Heard on admission. Admit. Issue notice to the Respondents on payment of PF through ordinary as well as registered mode within 7 days. Aslo heard on IA No.01/2023, an application for grant of interim relief. Issue notice to the Respondents on this application also, as above. Shri Pandey submits that the Petitioners/Defendants have filed an application under Order 7 Rule 11 CPC as the counter claim itself is not maintainable wherein, an averment has been made with regard to <i>inter se</i> dispute of co-Defendants, which

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is not permissible under the law and the trial Court has wrongly dismissed the said application.

In view of above, purely as an interim measure, it is ordered that further proceedings pending before the Civil Judge, Class-2, Ambikapur, District Surguja in Civil Suit No.80-A/2015 shall remain stayed till the next date of hearing.

Call for records of the Court below and post the matter for final hearing in the month of **January, 2025** at the top of the list.

Sd/-
(Deepak Kumar Tiwari)
JUDGE