

Sh. Ram Singh Vs. Sh. Kamal D Lama

COMS No. 32 of 2018

26.08.2022 Present: Mr. Ashok Sood, Senior Advocate, with Mr. Khem Raj, Advocate, for the plaintiff.

Mr. B.S. Attri, Advocate, for the defendant.

Having heard learned counsel for the parties and having perused the pleadings, the following issues are framed:-

“1. Whether the plaintiff is entitled for grant of a decree for possession of the suit property (moveable and immoveable) and for a decree of declaration that Management Contract dated 25.04.2012 stood terminated automatically? OPP

2. Whether the plaintiff is entitled for grant of a decree for recovery of Rs.59,02,439/- with pendente lite and future interest @ 18% per annum from the date of filing of the suit till recovery and also for use and occupation charges?OPP

3. Whether the plaintiff is entitled for grant of a decree of permanent prohibitory injunction against the defendant? OPP

4. Whether the suit is not maintainable, as not having been instituted by the authorized person? OPD

5. Whether the plaintiff has no cause of action to institute and maintain the suit? OPD

6. Whether the plaintiff is estopped from filing and maintaining the suit on account of his own acts and conducts of acquiescence and admissions? OPD.

7. Relief.”

Issues read over and explained. No other issue arises or claimed. Parties now to take the steps to furnish their respective lists of witnesses within two weeks. Thereafter, the matter be

taken up by the learned Additional Registrar (Judicial) for fixing a date for recording the statements of plaintiff's witnesses.

(Ajay Mohan Goel)
Judge

August 26, 2022
(bhupender)