

Sanjay Kumar Vs. Rakesh Kumar Butel

C.S. No. 57 of 2023

4.11.2024 Present: Ms. Geetanjali, Advocate vice Mr. Virender Thakur, Advocate, for the plaintiff.

Mr. Vivek Sharma, Advocate vice Mr. Mukul Sood, Advocate, for the defendant.

From the pleadings of the parties, the following issues are framed:

- i) Whether plaintiff is entitled for Specific Performance of Agreement, dated 19.2.2021? OPP
- ii) Whether the present suit is not maintainable? OPD
- iii) Whether the suit is bad for non-joinder and mis-joinder of necessary parties, if so, its effects? OPD
- iv) Whether the plaintiff is estopped from filing the suit on account of his acts and conduct? OPD
- v) Whether the suit is not properly valued for the purpose of Court fee and jurisdiction? OPD
- vi) Whether the plaintiff has not approached the Court with clean hands, if so, its effects? OPD
- vii) Relief.

The issues, so framed, are readover and explained to the parties. No other issue is claimed, pressed or made out. Onus is not

objected to. Now, the case be listed before the learned Registrar (Judicial) for fixing the date for plaintiff's evidence. Steps be taken by both the parties within 15 days, under Order 16 Rule 1 of the Code of Civil Procedure, failing which, no assistance shall be given to the defaulting party.

OMP No. 583 of 2024

The application is considered and allowed. Needful be done, as and when directed by the the Court to do so.

OMP No. 573 of 2024

In view of the request made by learned counsel for the parties, list for consideration, on 2,12,2024. Interim order to continue.

(Virender Singh)
Judge

November 4, 2024

(kalpana)