

HIGH COURT OF SIKKIM

Record of proceedings

C.R.P. No.01 of 2024

DHAN KUMARI PRADHAN

.... REVISIONIST

VERSUS

BIGYAN PRADHAN & ORS.

.... RESPONDENTS

Date: 20.03.2024

CORAM

HON'BLE MR. JUSTICE BHASKAR RAJ PRADHAN, J.

For Revisionist : Mr. S. S. Hamal, Senior Advocate, Legal Aid Counsel with Mr. L. B. Gurung, Legal Aid Counsel.

Mr. Pradeep Sharma, Advocate

For Respondent : Nos. 1 to 3.

Mr. Sushant Subba, Advocate.

For Respondent : Nos. 4 to 6.

Mr. Shakil Raj Karki, Government Advocate.

For Respondent : No.7.

None.

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1. Respondent nos. 1 to 6 have been served and they are represented. Respondent no.7 although served is neither present nor represented.

2. The revisionist has moved this revision petition against an Order rejecting his application under Order VII Rule 11 (d) of the Code of Civil Procedure, 1908 (CPC) for rejection of the plaint.

3. Notice was issued on 05.03.2024 to the respondents, pursuant to the same all the respondents have been served. The learned Senior Counsel submits that the learned Trial Court has fixed 22.03.2024 as the date for filing of reply to the application under Order VI Rule 17 of the CPC for amendment of the plaint and for hearing of the same.

4. As this Court has decided to examine the correctness of the impugned Order passed by the learned Trial Court rejecting the

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revisionist's application for rejection of the plaint, the learned Trial Court is requested not to proceed with the hearing of the application under Order VI Rule 17 of the CPC till the next date.

5. List this matter on 18.04.2024.

Judge

Index : Yes / No
to/ Internet : Yes / No