

RADHEY SHYAM (SENIOR CITIZEN)

VS.

PARMESHWARI DASS ANR.

31.01.2024

Present: Mr. Mukesh Kumar Sharma, Ld. Counsel for plaintiff.

Mr. Gaurav, Ld. Counsel for defendant no. 1 (through VC).

ORDER

1. Previous cost stands paid.
2. Arguments heard on the application of the defendant no. 1 under Order 7 Rule 10 CPC.
3. During the course of the arguments, Ld. Counsel for plaintiff has conceded to the fact that the suit property lies in North-West jurisdiction.
4. At this stage, Ld. Counsel for plaintiff seeks some more time to file judgments and to approach the Ld. Principal District & Sessions Judge, North District, Rohini Courts, Delhi for seeking transfer of the present suit.
5. Ld. Counsel for defendant no. 1 submits that heavy cost should be imposed upon the plaintiff for not taking timely steps. It is argued that this court has imposed heavy cost upon the defendant for not taking appropriate steps timely.
6. Heard. Record Perused. In the interest of justice and keeping in view that the plaintiff is a senior citizen, this court is not inclined to impose cost upon the plaintiff. *However, it is clarified that this shall be the last and file opportunity for the plaintiff to approach the appropriate authority for transfer of the case failing which this court*

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shall pass an order on the application of the defendant no. 1 under Order 7 Rule 10 CPC.

7. Be put up for further proceedings on **27.03.2024**.

Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
31.01.2024