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### IN THE HIGH COURT OF JUDICATURE AT CHHATTISGARH - BILASPUR

4120 W.P. No.: /2003

(3)

#### <u>PETITIONER</u>: DEFENDANT

Vinod Jain, S/o Shri Paras Mal Jain, aged 38 years Proprietor - Jain Tyres G.E. Road, Opp. Poly Technique College Durg (Chhattisgarh)

#### Versus

# SPONDENT : PLAINTIFF

Shailesh Singhania, Aged about 32 years Proprietor Vijay Traders, E -139 Samta Colony, Raipur (Chhattisgarh)

#### PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA

The Petitioner most respectfully submits as under :→

#### उच्च न्यायालय, छत्तीसगढ़, बिलासपुर



#### आदेश पत्रक U.P.No. 4120/2002मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

#### 29.03.2004

Shri R.M. Solapurkar, counsel for the petitioner.

Heard.

This petition has been filed under Article 226/227 of the constitution of India against the order passed by the learned VIth Additional District Judge Raipur whereby application under Order 13 Rule 1 of the C.P.C. has been rejected.

The Court below has considered the entire matter in detail. The suit is pending since last 8 years and the documents were not filed. It is B Class suit. The Court has noted that no sufficient cause has been shown. The Court has not found the application as bonafide. This Court has gone through the order.

Having considered the facts and circumstances of the case and material on record, in the opinion of this Court, case is not made out warranting interference by this Court while exercising the extra-ordinary jurisdiction under Article

[पीछे देखिये

## उच्च न्यायालय, छत्तीसगढ़, बिलासपुर



आदेश पत्रक घ.२.४०. 4120/2003 सन् 200

विरुद्ध		
आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित <i>-2-</i> .	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	226/227 of the Constitution of India. The petitioner m	
	however raise ground in a	ppeal in case such an eventua
	arises.	
	With this observation	, the petition stands disposed o
	Consequently, M.W	P. No. 3697/03 and I.A.
	11959/03 also stand dispo	sed of.
Vatti'		Sd/- Fakhruddin Judge