

MISC. CASE NO. 11 OF 2021
(Ref.: Complaint case no. 2 of 2020)

07.01.2022

[1] Learned senior counsel, Mr. H. Ishawarla Singh assisted by Mr. A. Jankinath Sharma, Advocate appearing for the respondent nos. 3 and 4 submits that today an application for granting leave for filing rejoinder is filed; the learned senior counsel is directed to furnish a copy of the application for leave and also the rejoinder to the complainant and his special power of attorney holder, who are present today.

[2] It is a settled law that there could not be assertion of new fact(s) in the rejoinder. On careful perusal of the rejoinder, it appears that the contents of the same are nothing but denials of the facts mentioned in the counter affidavit of the complainant. In para no. 5 and 7 of the rejoinder, the respondent nos. 3 and 4 reiterated their earlier submission made in the present misc. case.

[3] For the foregoing reasons, leave for filing rejoinder application on behalf of the respondent nos. 3 and 4 is not entertained.

[4] Learned senior counsel appearing for the respondents is directed to submit the suggested issues in the present misc. case. After receiving the suggested issue, the issues to be decided in the present misc. case will be settled.

[5] List this case on 12.01.2022 for further proceeding.

Sd/-
MEMBER

Sd/-
CHAIRPERSON