**SUIT PARTITION**

IN THE COURT OF SUB-JUDGE AT …………………………………

Civil Suit No.\_\_\_\_\_\_\_\_\_\_\_\_ of 20……………..

Date of Institution : \_\_\_\_\_\_

……………..…………………………………………………..Plaintiff

Versus

……………………………………………………………….Defendants

Suit for the Partition to the effect that the plaintiff is entitled to get \_\_\_\_\_\_

Respectfully Sheweth :

1. That the plaintiff was\_\_\_\_\_\_

2. That the cause of action accrued to the plaintiff on \_\_\_\_\_\_

3. That the plaintiff is permanently residing within the jurisdiction of this Hon'ble court and all the correspondence from the defendants were received at his home address and the office of the defendant is located in the territory of this Hon'ble Court, hence this court has each and every jurisdiction to try and entertain this suit. \_\_\_\_\_\_\_

4. That the value of the suit for the purposes of jurisdiction has been fixed for Rs. \_\_\_\_............./- and for the purposes of declaration and correct and authorized court fee stamp of Rs. \_\_\_\_\_ has been affixed on the plaint.

5. It is, therefore, most respectfully prayed that a decree for partition to the effect that plaintiff is entitled to get his share \_\_\_\_\_ , be passed in favour of plaintiff and against the defendants with costs of the suit. Such other reliefs as deemed fit and proper in the facts and circumstances of the case may also be passed in favour of the plaintiff and against the defendants in the interest of justice.

AND FOR THIS ACT OF KINDNESS, THE HUMBLE PLAINTIFF AS IN DUTY BOUND SHALL EVER PRAY.

………………………………Plaintiff

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Through, Advocate

Verification:

I,\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, do hereby verify that the contents of the above plaint from paras 1 to \_\_\_\_

are true and correct to the best of my knowledge and belief.

Verified at ……………………………. this the \_\_\_\_\_\_.

Plaintiff

IN THE COURT OF SUB-JUDGE AT ……………………………….

Application No:\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of 20……………

…………………………………………………………………..Applicant

Versus

……………………………………………………………………Respondent

Application under order 39 Rule 1 and 2 of the Civil Procedure Code for \_\_\_\_\_\_\_

Respectfully Sheweth:

1. That the applicant/plaintiff has filed a case before this honorable court hearing where of will take some time.

2. That it is apparent from perusal of grounds and documents attached therewith that the applicant has prima facie a very good case in his favour and the case is likely to succeeds. The balance of convenience is in favour of the applicant. The grounds of the case may be read as part of this application to save the repetition.

3. That the interest of justice demands that the respondent is restrained from \_\_\_\_\_\_\_\_\_\_\_\_\_. In case the respondents are not restrain that the applicant will suffer irreparable loss and injury which cannot be compensated in terms of money and filing of this case will become infructuous.

4. It is therefore most respectfully prayed that the respondents be restrained from \_\_\_\_\_\_\_ in the interest of justice. Such other orders he also passed in favour of the applicant as deemed fit in facts and circumstances of the case.

……………………… Applicant

\_\_\_\_\_\_\_\_\_\_\_\_ Through, Advocate

IN THE COURT OF SUB-JUDGE AT ……………….

Application No:\_\_\_\_\_\_\_\_\_\_\_\_ of 20………….

…………………………………………………………………………Applicant

 Versus

/………………………………………………………………..…….Respondent

Affidavit in support of application under order 39 Rule 1 and 2 of the Civil Procedure Code.

I, \_.\_\_\_\_\_\_\_\_\_\_\_\_\_, do hereby solemnly affirm and declare as under:-

1. That the accompanying application has been prepared under my instructions.

2. That the contents of paras 1 to \_\_\_\_\_\_ are true and correct to the best of my knowledge.

3. That I further solemnly affirm and declare that the contents of this affidavit of mine are correct and true to the best of my knowledge and no part of it is false and nothing material has been concealed therewith.

Affirmed at ………………. this \_\_\_\_\_\_\_. Deponent

IN THE COURT OF SUB-JUDGE AT …………………….

…………………………………………………………………………..

Versus

…………………………………………………………………….

Suit : for Partition

Name & Parentage Address

In the above noted suit every summons, notice & other order may be served on me on the address given above during the pendency of the suit. Change of Address will be intimated to the Court.

Dated : \_\_\_\_\_\_

Sd:-

Plaintiff Petitioner

Defendant Respdt.

Through, Advocate

Process Fee

IN THE COURT OF SUB-JUDGE AT ……………………

……………….

Versus

……………………………………………………..

Claim: for Declaration

Date of Hearing : \_\_\_\_\_\_

Date By Whom Filed Purpose Amount Stamp

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Plaintiff

For service of defendants

\_\_\_\_\_\_\_\_\_\_\_

Advocate

\_\_\_\_\_\_\_\_\_\_\_

Received on \_\_\_\_\_\_\_\_\_\_\_\_ Court-fee stamp of the value of Rs. \_\_\_\_\_\_\_\_\_\_\_\_\_\_ with \_\_\_\_\_\_\_\_\_\_

copies in case No.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of 20…..….. in Re. \_\_\_\_\_\_\_\_\_\_\_ Vs \_\_\_\_\_\_.

Signature of the Head Notice Writer

Under Order 7 Rule 13 [1] C.P.C.

List of Documents Filed By Plaintiff/Defendant

IN THE COURT OF SUB-JUDGE AT …………………………….

\_\_\_\_\_\_ Versus \_\_\_\_\_\_

Suit for : for Partition

Date of Hearing: \_\_\_\_\_\_

Date of Production : \_\_\_\_\_\_

S.No Details, Date What is If Documents If Rejected

Documents Intended Filed What is Then the

to be the Exh Marked Date of

Proved From on it Return of

Document Documents

Date:\_\_\_\_\_\_

Counsel for Plaintiff/Defendant

List of Documents Relied Upon

Under Order 7 Rule 14 C. P. C. Filed by : 2

IN THE COURT OF SUB-JUDGE AT ……………………….

……………………………………………………………

Versus

……………………………………………………………………

Suit : for Declaration

Date of hearing:\_\_\_\_\_\_

1. Have you produced any documents with the plaint so, what are those document. Yes Sir, as per list

2. Do you wish to produce any more documents which are in your possession and custody if so, what are those documents.Yes sir, if required.

3. Do wish to relay upon any other documents, if so in whose possession they are and what are those documents. Yes sir, later on from the custody of the defendants.

Counsel for

Dated : \_\_\_\_\_\_