**Defence To Suit For Redemption**

In the Court of ......................................

A.B. (add description and residence) ...................... Plaintiff

against

C.D. (add description and residence) .................... Defendant

 **Respectfully**

1. The plaintiffs right to redeem is barred by article ... of the second schedule to the [Indian Limitation Act, 1877 (15 of 1877).]

2. The plaintiff transferred all interest in the property to A.B.

3. The defendant, by a document dated the ... day of... . transferred all his interest in the mortgage-debt and property comprised in the mortgage to A.B.

4. The defendant never took possession of the mortgaged property, or received the rents thereof.

(If the defendant admits possession/or a time only, he should state the time and deny possession beyond what he admits.)

Dated :

                                                                           Defendant

                                                                          Through, Advocate

Verification:

          I, \_\_\_\_\_\_, do hereby verify that the contents from paras 1 to \_\_\_\_\_\_ are correct and true to the best of my knowledge and personal belief and no part of it is false and nothing material has been concealed therein.

          Affirmed at Shimla this \_\_\_\_\_\_.

                                                            Defendant