**In The Hon'ble High Court Of Hp At Shimla**

CMP No. :\_\_\_ in RSA No.: \_\_\_

Appellant/Non-Applicant

Versus

Respondents/Applicants

Reply to application under Order 41 Rule 5 of CPC

Respectfully Sheweth:-

Preliminary Objections/Submissions:

1.  That the present CMP as well as the RSA both are not maintainable and the Ld. Court below has passed well reasoned judgment and decree in favour of the replying respondent.  No substantial question of law is involved in the present RSA.  Under the garb of interim order, the appellant is trying to stall the execution of well reasoned judgment in favour of the replying respondent.

2.       \_\_\_\_\_

Reply on Merits

1.  That the contents of this para of the application are matter of record.  \_\_

2.  That the contents of this para of the application are wrong and denied.  \_\_

3.  That the contents of this para of the application are wrong and denied.  \_\_

4.  That the contents of this para of the application are wrong and denied.  \_\_

5.  That the contents of this para of the application are wrong and denied.  \_\_

6.  That the contents of this para of the application are wrong and denied.  \_\_

7.  That the contents of this para of the application are wrong and denied.  \_\_

8.  It is, therefore, most respectfully submitted that the application as well as the RSA both may kindly be dismissed in the interest of justice with cost.  Such other orders as deemed fit and proper may kindly also be passed in favour of the replying respondent as deemed fit and proper in the facts and circumstances of the case.

Shimla                                                                                      Respondent/\_\_\_\_\_

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

**IN THE HON'BLE HIGH COURT OF HP AT SHIMLA**

CMP No. : \_\_\_  RSA No.: \_\_\_

Appellant/Non-Applicant

Versus

Respondents/Applicants

Affidavit in support of reply to application under Order 41 Rule 5 of CPC

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

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

2. That the contents of paras 1 to \_\_\_\_\_ of the Preliminary Submission/Objections and paras 1 to \_\_\_\_\_ the reply on merits of the accompanying reply to the application are correct and true to the best of my knowledge.

3. That I further solemnly affirm and declare that this affidavit of mine is correct and true, no part of it is false and nothing material has been concealed therein.

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

Deponent

Certified that the contents of this affidavit as well as the accompanying reply to the application has been read over and explained to the deponent in the vernacular the deponent understands and signs it as to be correct.