**Public Nuisance**

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

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

against

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

A.B., the above-named plaintiff, states as follows:-

1.         The defendant has wrongly heaped up earth and stones on a public road known as ... ... street at.......... .so as to obstruct the passage of the public along the same and threatens and intends, unless restrained from so doing, to continue and repeat the said wrongful act.

[**\***2.      The plaintiff has obtained the leave of the Court for the institution of this suit.

[i. Facts showing when the cause of action arose and that the Court has jurisdiction. ]

ii. The value of the subject-matter of the suit for the purpose of jurisdiction is ................rupees and for the purpose of court-fees is ................rupees.]

5.         The plaintiff claims-

(1)        a declaration that the defendant is not entitled to obstruct the passage of the public along the said public road;

(2)        an injunction restraining the defendant from obstructing the passage of the public along the said public road and directing the defendant to remove the earth and stones wrongfully heaped up as aforesaid.

·                    **Not applicable where suit is instituted by the Advocate-General.**

Dated :

                                                                           Plaintiff

                                                                          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 \_\_\_\_\_\_.

                                                            Plaintiff