



دائرة القضاء  
JUDICIAL DEPARTMENT

# مذكرة دفاع جوابية DEFENCE FORM

Remember: You have 10 days only to submit your defence

تذكر: لديك ١٠ أيام فقط من أجل ارسال ردك للمحكمة

## بيانات القضية و الأطراف Dispute details

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Type of claim	موضوع الدعوى	Case No	رقم القضية
Served on	متى تم إعلانك	Hearing date	موعد الجلسة
Claimant full name	اسم المدعي		
Defendant full name	اسم المدعى عليه		
e-mail	البريد الإلكتروني	Phone	الهاتف
Legal Representative	وكالة المحامي	Licence No	رخصة تجارية
Address	العنوان		

## ما هو ردك على ادعاء المدعي؟ What is your response to the claim?

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أعترض على ما جاء في صحيفة المدعي للأسباب التالية:

I dispute the claim made against me, for the following reasons:

أقر بما جاء في صحيفة الدعوى كلياً/ جزئياً وأقترح ما يلي:

I admit all/part of the claim, and I propose the following:

\*Please use section 4 if you need more space

\*يمكنك استخدام الفقرة 4 بالإسفل إذا كنت بحاجة الى مزيد من المساحة



 Dated التاريخ  E-signature التوقيع الالكتروني  Name الإسم



Dated

التاريخ



E-signature

التوقيع الالكتروني



Name

الإسم





**Law No. 10 of 1992 on Evidence in Civil and Commercial**

**Transactions**

**Article 1**

The claimant has to prove his/her right and the defendant has to disprove it.

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**Cabinet Resolution No. 57 of 2018 on the Regulation of Federal Law No. 11 of 1992 on the Civil Procedure Act**

**Article 20**

2- The defendant, within ten days from the date of being notified of the claim, shall deposit electronically or in writing a statement of his defence and copies of supporting documents signed thereby.

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**Article 29**

Subject to the provision of clause (1) of Article (28) hereof, if the summoned defendant fails to appear, the Court shall adjudicate the case and its ruling shall be deemed a default judgement towards those who failed to attend.

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**Article 32**

The pleading shall be proceeded at the first session, and if the claimant or the defendant submits at such session a document which he could have submitted in the date specified in clause (2) of Article (20) hereof, the Court shall accept it if this does not result in adjourning the hearing of the case. If accepting the documents results in the postponement of the hearing of the lawsuit, the Court shall, sua sponte or at the request of the litigants, rule to impose upon the person who caused the postponement a fine of not less than (2000) two thousand dirhams and not more than (5000) five thousand dirhams. However, each of the claimant or the defendant may submit documents in response to opponent's defence or interlocutory applications.

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**Article 40**

2- The claimant shall have the right to plead first, unless the defendant admits the matters outlined in the claim form and alleges that there are legal grounds or additional facts to refute the claimant's case, in which case the right to plead first shall go to the defendant. 5-The Court shall hear the pleading of litigants and the defendant shall be the last to speak.

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**Article 58**

1- The Court may award compensation for expenses arising out of a vexatious lawsuit or defence.

2- Without prejudice to the provisions of Article (55) of this Regulation, the Court may, upon issuing a judgment resolving the case merits, order to impose a fine of not less than (1000) thousand dirhams, and not more than (10,000) ten thousand dirhams on the litigant who maliciously takes an action or files a motion, plea or defence.

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**Cabinet Resolution No. 33 of 2020 Amending Certain Provisions of the Cabinet Resolution No. 57 of 2018 on the Regulations of the Federal Law No. 11 of 1992 on the Civil Procedure Act**

**Article 33**

The Court or Supervising Judge shall impose upon the Court's employees or the litigants who fail to submit the relevant documents or to perform any proceedings on the date set by Court or by the Case Management Office, a fine of no less than 1,000 dirhams and no more than 10,000 dirhams, by virtue of a decision to be recorded in the minutes of session. The said decision shall have the same effect and force of the judgments and may not be appealed by any means whatsoever.

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**المادة 33**

تقرر المحكمة أو القاضي المشرف على من يتخلف من العاملين بالمحكمة أو من الخصوم عن إيداع المستندات أو عن القيام بأي إجراء من إجراءات الدعوى في الميعاد الذي حدته المحكمة أو مكتب إدارة الدعوى بغرامة لا تقل عن # "" ألف درهم ولا تتجاوز # "" عشرة آلاف درهم، ويكون ذلك بقرار يثبت في محضر الجلسة له للأحكام من قوة تنفيذية، ولا يقبل تظلمين فيه بأي طريق