82A.

E-FORM

P.3, r.12, P.8, r.12 FJ(G)R 2024

## Summons / Application for Striking Out

When is this form used?

This form is used to strike out documents or proceedings. Depending on the main case which is filed, you can strike out the following documents / proceedings:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | Affidavits | Summons | Application | Main case | Reply (only in a case with prefix OAD / OADT) |
| If your main case has this prefix: **OA** | **√** | **√** | NA | **√** | **√** |
| If your main case has any of these prefixes: **MSS, SS, VAP, VAM** | **√** | NA | **√** | X | NA |

Summons vs Application

If your main case is filed in eLitigation, you will select **Summons** when using this Form.

If your main case is filed in iFAMS, you will select **Application** when using this Form.

Please delete the inapplicable references when using this Form.

This form contains Notes to help you in the completion of the form. Please note that the Notes are **NOT** to be construed or regarded as a substitute for legal advice. Please seek legal advice if necessary.

### Section 1: Application

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| |  |  | | --- | --- | | State the main case number: | Enter case number here. | | | *Notes* |
| 1. | I am   |  |  | | --- | --- | |  | the Applicant in Enter main case number here | |  | the Respondent in Enter main case number here | |  | Enter name or party type here in Enter main case number here. | | *If you are filing this into* ***eLitigation****:*   * *You may refer to the Originating Application for your party type.* * *Please state the OA case number i.e. FC/OAD 1/2022 and not the sub-case number.*   *If your main case is filed in* ***iFAMS****, you may refer to your main case for your party type.* |
| 2. | This summons / application is filed against   |  |  | | --- | --- | |  | the Applicant | |  | the Respondent | |  | Enter name or party type here. | |
| **PART A** | |  |
| I am applying for: | |  |
| 1. | the Court to strike out parts of the document / the entire document listed in the **Striking Out Table**. |  |
| 2. | State the reliefs which you are claiming here. |  |
| 3. | State the reliefs which you are claiming here. |  |
| **PART B** | |  |
| 4. | Costs of this summons / application  Costs in the cause.  No orders as to costs.  Each party to bear own costs.  Costs to be paid by   |  | | --- | | Enter name or party type here. |   Costs to be reserved to   |  | | --- | | Enter event here. |   Others:   |  | | --- | | Enter details here. | | *Costs in the cause means the costs of this summons / application will be decided at and will depend on the outcome of the main proceedings.*  *If you opt to reserve costs, please state the event at which costs is to be decided e.g. reserved to the final hearing.* |
| 5a. | The reasons / evidence for this summons / application are stated in the supporting affidavit. | *If you selected the reasons (a) or (b) in the Striking Out Table, you do not need to file an affidavit. You must affirm the Striking Out Table by using Section 2.*  *If you selected any other reasons in the Striking Out Table, please file a supporting affidavit. You may use the Generic Affidavit (Form 54).* |
| 5b. | The summons / application is filed without a supporting affidavit. I will refer to the following affidavits to support this summons / application:  *Please complete the table below.*   |  |  | | --- | --- | | *Person who filed the affidavit* | *Date of filing* | | Enter details here. | Enter date here. | | Enter details here. | Enter date here. | | Enter details here. | Enter date here. | |
| 5c. | I do not intend to rely on any evidence / facts and will not file a separate affidavit to support this summons / application. |

### Annexure: The Striking Out Table

Please annex the completed Striking Out Table: Form 82B.

### Section 2: Affirmation/Declaration

Please complete this Section only if you are **not** filing a supporting affidavit.

If you are filing a supporting affidavit, you do not need to insert the affirmation/declaration clause.

Affirmation

Where the facts in the Striking Out Table are within my personal knowledge, they are true. Where they are not within my personal knowledge, they are true to the best of my knowledge, information and belief.

The summons / application is to be sworn / affirmed in accordance with the Form of Attestation (Form 106) of the Family Justice (General) Rules 2024.

Declaration[[1]](#footnote-1)

The application is to be declared in accordance with the Form of Declaration (Form 107) of the Family Justice (General) Rules 2024.

1. If you are not represented by a lawyer, you may affirm this document before a Commissioner for Oaths (Affirmation) or choose to make a declaration (Declaration) under section 199 of the Penal Code 1871. [↑](#footnote-ref-1)