

22—02 P U D T

Court Cases Related to a Party Concerned

Court cases involving a party concerned are not many except the cases related to eligibility for being a demandant of an inter partes trial (31-00 ~ 31-02), and a joint trial (→22-03). This section provides some court cases that may be useful as references in the proceedings of specific trial cases.

1. Court cases where a party concerned should be determined based on not only the indication of a demandant in a column of a written demand for trial, but also comprehensive observation of the whole purport of demand for trial and the entire documents submitted from the time of filing an application to the time of expiration of the period of filing a demand for trial:

- (1) (1978 (Gyo-Ke) 45) Judgment of the Tokyo High Court, October 25, 1978
- (2) (1978 (Gyo-Ke) 208) Judgment of the Tokyo High Court, July 25, 1979
- (3) (1993 (Gyo-Ke) 197) Judgment of the Tokyo High Court, June 7, 1994

2. Court cases where a change of the demandee of a trial for invalidation is approved:

- (1) (1969 (Gyo-Ke) 62) Judgment of the Tokyo High Court, October 24, 1972
- (2) (1970 (Gyo-Ke) 98) Judgment of the Tokyo High Court, March 30, 1978

(Revised February 2015)