

TP (C) No. 16/2025

CNR No. DLSW01-001088-2025

Jai Bhagwan Vs. Anil Pabbi

03.03.2025

Present: Sh. Prem Garg, Ld. counsel for the applicant
(*through VC*).

None for the non-applicant.

Though notice issued to the non-applicant has been served, however, no one has appeared on his behalf despite repeated calls since morning.

Since non-applicant has chosen not to appear, it is assumed that he has nothing to say in the present transfer application and same is being disposed of without hearing him.

Transfer application u/s 24 CPC has been moved seeking transfer of Civil Suit bearing No. 1490/2023 titled '*Anil Pabbi Vs. Jai Bhagwan & Ors*' pending before the court of Ms. Chitranshi Arora, Ld. Civil Judge-03, South-West, Dwarka Courts to the court of Ms. Tanya Bamniyal, Ld. SCJ-cum-RC, South-West, Dwarka Courts where two connected suits bearing CS No. 175/2021 titled '*Jai Bhagwan Vs. Anil Pabbi*' as well as CS No. 53/2016 titled '*Jai Bhagwan Vs. Anil Pabbi*' are pending.

It is contended that all the suits pertain to the same suit property and parties in all the suits are also same.

It has, therefore, been prayed that in order to avoid possibility of conflicting judgments all the suits be heard and decided by one and the same court.

Heard. Since the parties as well as suit property involved in all the suits is same, it would be in the interest of justice if all the suits are heard and tried by one and the same

court. It would also help the court to better understand the dispute between the parties and avoid conflicting judgments.

Accordingly, transfer application is allowed.

Civil Suit bearing No. 1490/2023 titled '*Anil Pabbi Vs. Jai Bhagwan & Ors*' pending before the court of Ms. Chitranshi Arora, Ld. Civil Judge-03, South-West, Dwarka Courts is ordered to be withdrawn from her court and transferred to the court of Ms. Tanya Bamniyal, Ld. SCJ-cum-RC, South-West, Dwarka Courts for trial in accordance with law.

Parties are directed to appear before the Ld. transferee court on **07.03.2025**.

A copy of this order be sent to both the courts.

Ahlmad of the transferor court is directed to send the file, complete in all respects, to the transferee court immediately.

File of transfer application be consigned to record-room.

(Praveen Kumar)
Principal District & Sessions Judge:
South West District
Dwarka Courts/New Delhi/03.03.2025