

14.02.2025

CS No. 10164/16
Jag Mohan Gupta vs. Girdhari Lal

Present: Sh. Ayush Chauhan and Ms. Tia Sachdeva, Ld. Counsel for the plaintiff no. 2A a/w Plaintiff no. 2a.
Sh. Mayank Bansal, Ld. Counsel for Lrs of defendant no. 11.
Sh. Gurtejpal, Ld. Counsel for LR no. 1C through VC.
Sh. Srivats Kaushal, Ld. Counsel for Lr no. 2A, 2B, 3B and 3C, 1E and 4A.
Sh. S.S Jain, Ld. Counsel for the defendant no. 10.

Ld. Counsel for the defendant no. 1E and 4A has filed Vakalatnama. The same is taken on record.

Ld. Counsel for the plaintiff in terms of order dated 29.01.2025 has carried out the publication in the two newspapers i.e. Times of India and Veer Arjun on 06.02.2025 and 05.02.2025 respectively.

The copy of the newspapers has been filed. The same is taken on record.

Perusal of the publication as carried out in the newspapers show that some parties out of the memo of parties dated 07.07.2023 have been left out.

Let the left out parties be served by way of substituted service i.e. by way of publication be served once again through publication to be carried out in two leading newspapers.

Given the extraordinary circumstances involved in the present matter, all steps be taken by the plaintiff to give wide publicity to the present matter in the interest of all the parties so that any of the Lrs of any of the parties who have a claim to the shares of their deceased predecessors-in-interest in terms of the preliminary decree are represented before the court so as to ensure that there is no multiplicity of proceedings in future

Let affixation under the provisions of Order 5 Rule 17 CPC be also carried out and the process server is directed to affix/paste the entire memo of parties at a conspicuous place of the suit property who is also directed to take photographs of the same on filing of PF.

Let notices be also affixed in some conspicuous place in the court at which the defendants and their predecessors are known to have last resided or carried on business or personally work for gain.

Pursuant to orders dated 29.01.2025, Sh. Shailendra Singh Rawat has appeared from the office of Urban Improvement Company Pvt Ltd who submits that the deposit of the remaining 50% of the arrears and current use and occupation charges would be deposited in the court by way of demand draft made in the name of the court only after 25.02.2025 since the complete board of M/s Urban Improvement Company Pvt Ltd is not available prior to the said date on which date the matter is coming up before the Hon'ble Supreme Court of India.

It is further submitted that M/s Urban Improvement Company Pvt Ltd is ready to deposit the 50% of the arrears and current use and occupation charges in this court who shall also be complying with the orders as passed by the Hon'ble High Court of Delhi.

Let the orders dated 16.12.2023 as passed by the Hon'ble High court of Delhi and consequent upon the application of M/s Urban Improvement Company Pvt Ltd having been allowed by this court vide order dated 19.01.2025 be complied with in its letter and spirit within four weeks from today.

Renotify for **21.02.2025**.

Sachin Sood
DJ-01, Central, THC
Delhi, 14.02.2025