

CS No. 10164/16
Jag Mohan Vs Girdhari

13.08.2025

Present: Sh. Ayush, Ld. Counsel for the plaintiff no. 2A.
Sh. Srivats Kaushal, Ld. Counsel for Lrs no. 1B(i),1D, 1E, 2A, 2B, 3B, 3C and 4A and 4B.
Sh. Gurtej Pal Singh & Sh Shantonu Dwivedi Ld. Counsel for Lrs of defendant no. 1C(a) to 1C(d) through VC.
Sh. Mayank Bansal, Ld. Counsel for Lrs of defendant no. 11 alongwith Sh. Sanjay Jain.
Sh. S.S Jain, Ld. Counsel for the defendant no. 10 a/w defendant no. 10(d).
Ms Amita Singh Ld counsel for Urban Improvement Company Pvt Ltd.

Fresh **Vakalatnamas** filed on behalf of defendant no 2(A), 2(B), 3(B), 3 (C), 4(A) & 4(B) who were earlier represent by erstwhile counsel Sh Srivats Kaushal. It is submitted by Ld Counsel for defendant no 2(A), 2(B), 3(B), 3 (C), 4(A) & 4(B) that he would be filing vakalatnamas on behalf of defendant no 1 (B) (I), 1 (D) & 1 (E) and the same could not be filed since the 3 persons are indisposed or not in Delhi.

Ld counsel for the plaintiff no 2 (A) has filed on record amended memo of parties in compliance of order dt 05.08.2025. Copy supplied. Taken on record.

It is jointly submitted by the parties that the said amended memo of parties complies with the order passed by the court from time to time.

On the LDOH court notices were issued to the clients represented by Sh Srivats Kaushal i.e. defendant no 1 (B) (i), 1 (D), 1(E), 2(A) , 2(B), 3(B), 3(C), 4 (A) & 4 (B). In view of the vakalatnamas filed today all the aforesaid persons are represented by Sh Gaurav Gupta.

Court notices were directed to issued to Smt Anju Jain & Smt Manju Jain i.e. 2 (C) & 2 (D) and also Smt Rekha Rathi (3 (D)) however the same have not been issued by the Ahlmad of the court who is directed to remain careful in future.

Sh Gurtej Pal has entered appearance on behalf of Smt Beena, Rajiv, Nitin & Niti all LR's of Sh Devender Chand Jain. **Accordingly all the LR's of the plaintiff as well as defendant are represented by the counsels except the following 3 persons, i.e. Sh Shahank Jain, Smt Radha Garg, Indu Aggarwal representing the daughters of Late Sh Girdhari Lal Jain.** Ld Counsel for the plaintiff no 2 (A) submits that since counsel for defendant no 1 (C) (A) to 1 (C) (D) has filed fresh application u/o 22 Rule 4 CPC in terms of the direction given vide order dt 29.07.2025 & 05.08.2025. His application filed on 14.12.2000 under the provisions of order 22 Rule 4 CPC has been rendered infructuous since an amended application u/o 22 Rule 4 CPC stands filed by defendant no no 1 (C) (A) to 1 (C) (D). The same is accordingly dismissed as infructuous.

Beside the aforesaid the names of two daughters of Late Sh Vimal Prasad Jain i.e. Smt Manju Jain & Smt Anju Jain and one daughter of Late Sh Trilok Chand Jain i.e. Smt Rekha Rathi are not represented as on today.

Let notice of the application filed u/o 22 Rule 4 CPC by defendant no 1 (C) (A) to 1 (C) (D) be issued to all the LR's of Late Sh Girdhari Lal Jain on filing of PF, RC as well as also through electronic modes.

In addition court notice be also issued to the LR's of Sh Girdhari Lal Jain for the NDOH.

Parties are directed to apprise the court with respect to any other application pending disposal. The parties in order to save time are directed to file their respective proposals indicating the manner in which the suit property can be partitioned i.e. by metes and bounds or by any other mode. Looking into the nature

of the suit in case any party fails to file his/her respective proposal the same would be treated as if they have no proposal to made and are waiving their right to object to the mode of partition suggested by the other parties.

List on **21.08.2025**.

(Sachin Sood)
DJ-01 (Central)
THC, Delhi/13.08.2025.