

21.08.2025

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.
Ms. Aashna Arora and Sh. Gurtej Pal Singh, Ld. Counsel for Lrs of defendant no. 1C(a) to 1C(d) through VC.
Sh. Gaurav Gupta, Ld. Counsel for 1B(i), 1D, 1E, 2A, 2B, 3B, 3C, 4A and 4B.
Sh. Mayank Bansal, Ld. Counsel for Lrs of defenant no. 11 alongwith Sh. Sanjay Jain.
Ld. Counsel for the defendant no. 10 a/w defendant no. 10(d).
Ms. Amita Singh, Ld. Counsel for the M/s Urban Improvement Company Pvt Ltd.
Sh. Akshat Jain, son of defendant no. 10B.

Inadvertently, the presence of Sh. Srivats Kaushal has been recorded in the ordersheet dated 13.08.2025 when infact he has already taken a discharge in the present matte and his clients are now being represented by **Sh. Gaurav Gupta. Accordingly, the presence of Sh. Srivats Kaushal as recorded vide order dated 13.08.2025 be read as the appearance entered by Sh. Gaurav Gupta who is representing 1B(i), 1D, 1E, 2A, 2B, 3B, 3C, 4A and 4B.**

Court notices were issued to Anju Jain, Manju Jain, Rekha Rathi, Ajay Kumar Jain and Manu Jain.

As per the service report, Anju Jain, Rekha Rathi and Ajay Kumar Jain, the court notices have been served upon the said defendants.

Today, Sh. Gaurav Gupta has entered appearance on behalf of Manu Jain (D1B1), Sh. Sharat Chand Jain (D1D), Ajay Kumar Jain (D1E), Arun Kumar Jain (D2A), Tarun Kumar Jain (D2B), Dinesh Kumar Jain (D3B), Rakesh Kumar Jain (D3C), Smt. Poonam Jain (D4A) and Shivani Jain (D4B).

Service has not been effected only upon Manju Jain and Smt. Alka Jain as the court notice has not been received back as served.

Let fresh court notice be issued to Smt. Alka Jain at the following address i.e. ***Flat no. H-1, Ground Floor, Road no. 14, Banjara Hills, Hyderabad-500034 next to TUTU TANEJA, Opposite Asha Hospital.***

Fresh court notice be issued to Manju Jain at the following address i.e. ***Manju Jain, H-1, Trendset Vantage, Ground Floor, Banjara Hills, Road no. 14, Hyderabad,***

Telangana-500034 having phone no. 7093670632. Let Manju Jain be also served through Whatsapp.

Amended application filed on behalf of defendant no. 1C(A) to 1C(D) under the provisions of Order 22 Rule 4 CPC for bringing on record the Lrs of Sh. Girdhari Lal Jain

The present amended application was directed to be filed keeping in view the fact that the earlier filed application by the plaintiff dated 14.12.2000 did not contain the correct addresses or the names of the Lrs of Late Shri Girdhari Lal Jain.

In the present application, it is stated that Sh. Girdhari Lal Jain was survived by seven children besides a wife Smt. Madan Kumari Jain.

It is further submitted that Smt. Madan Kumari Jain has also expired.

All the other Lrs of Girdhari Lal Jain except the three daughters i.e. Smt. Subhash, Smt. Radha Garg and Smt. Indu Aggarwal have been impleaded.

Accordingly, notices were issued to Smt. Subhash, Smt. Radha Garg and Smt. Indu Aggarwal which have not been returned back as served.

The applicant is directed to take fresh steps for the service of the notice upon Smt. Subhash, Smt. Radha Garg and Smt. Indu Aggarwal on filing of PF. She is also directed to serve the aforesaid Lrs through electronic modes including whatsapp through nazarat branch mentioning that the said whatsapp number belongs to the said Lrs.

It is pertinent to mention that in the present matter, the branches of the plaintiff (Chander Mohan), Girdhari Lal Jain, Bimal Pershad Jain, Trilok Chand Jain are duly represented by the counsels.

The plaintiff 2 is represented by Ayush Chauhan and Tia Sachdeva.

The branch of Girdhari Lal Jain is represented by Sh. Gaurav Gupta and Ms. Aashna Arora.

The branch of Sh. Bimal Pershad Jain is duly represented by Sh. Gaurav Gupta.

The branch of Sh. Trilok Chand Jain is also represented by Sh. Gaurav Gupta.

The branch of Mr. Ishri Pershad i.e. Sh. Virender Kumar Jain is being represented by Sh. Gaurav Gupta. Nobody is appearing on behalf of the Lrs of Sh. Sher Singh.

The branch of Sh. Nihal Chand Jain (Vikram and Chikram) is represented by Sh. S.S Jain and Sh. Mayank Bansal respectively.

Thus, in the considered opinion of the court, each major branch is duly represented in the present matter which is sufficient to protect the interests of the estates of Sh. Prem Raj i.e. Sh. Jagmohan and Sh. Chander Mohan and Sh. Saman Lal i.e. Sh. Phool Chand, Sh. Ishri and Sh. Nihal Chand.

Keeping in view the fact that despite extraordinary efforts put in by the Court, some of the Lrs of the various branches of the parties are yet to enter appearance before the court, cannot be permitted to refrain the court from passing a final decree since as stated in the aforesaid, the parties/branches/Lrs of the various branches are duly represented by their respective counsels. Moreover, also keeping in view the fact that all the respective Lrs have duly been taken on record, the shares of all the respective Lrs are well defined under the preliminary decree dated 02.01.1980, there is no possibility of their shares being withered away or being siphoned off by any other party.

In terms of Orders dated 13.08.2025, a proposal has been filed on behalf of defendant no. 10. The same is taken on record.

List the matter for service of Alka Jain, Manju Jain, Smt. Subhash, Smt. Radha Garg and Smt. Indu Aggarwal and also for consideration of the proposals placed on record by plaintiff no. 2, Lrs of defendant no.11 and Lrs of defendant no. 10 and also for disposal of various other applications which are stated to be pending.

Renotify on **04.09.2025 at 2 PM.**

Sachin Sood
DJ-01, Central,
THC, 21.08.2025