

04.09.2025

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.

M/s Urban Improvement Company Pvt Ltd has deposited the demand draft bearing no. 225278 dated 02.09.2025 for an amount of Rs. 1 Lac.

Let the same be deposited in FD as per the previous orders.

Fresh Vakalatnamas filed on behalf of Sh. Sharad Chand Jain (D1D), Ms. Rekha Rathi (D3D) and Ms. Manju Jain (D2C). Taken on record.

Amended Application under Order 22 Rule 4 CPC for bringing on record

Lrs of Girdhari Lal Jain

Notice of the present application was directed to be issued to the three proposed Lrs of Sh. Girdhari Lal Jain being the three daughters i.e. Smt. Subhash, Smt. Radha and Smt. Indu Aggarwal.

The notice has been delivered through whatsapp upon Smt. Radha and Smt. Indu Aggarwal and Sh. Shashank Jain.

However, the notice sent through speed post have not been received.

In the interest of justice, issue fresh notice of the application under Order 22 Rule 4 CPC upon Smt. Subhash, Smt. Radha and Smt. Indu Aggarwal as well as Shashank Jain on filing of PF, RC and speed post.

Since, the said Lrs are stated to be residents of out of Delhi, the applicant is permitted to serve the said Lrs through the office of the concerned District and Sessions Judge, Sikandrabad, Kanpur and Gorakhpur.

Order on Application under Section 151 CPC seeking amendment of preliminary decree in view of the subsequent developments i.e. the death of various parties and transposition of defendant no. 13 to plaintiff no. 2.

It is jointly submitted by the parties that consequent upon the orders passed by this court, the application under Section 151 CPC has been rendered infructuous since the necessary parties i.e. Lrs of Late Sh. Girdhari Lal Jain, Bimal Prashad Jain, Trilok Chand Jain have already been impleaded.

The present application is accordingly dismissed as withdrawn.

List the matter for service of Smt. Subhash, Smt. Radha and Smt. Indu Aggarwal as well as Shashank Jain and arguments on the pending applications.

Let a proposal indicating the manner in which the suit property can be partitioned be also filed by way of last and final opportunity by defendant no. 1C(a) to 1C(d).

The parties are directed to share a copy of their respective proposals with all the other parties.

Renotify on **17.09.2025 at 2 PM.**

Sachin Sood
DJ-01, Central, THC
04.09.2025