

11.12.2025

Present: Sh. Sonal Sinha, Ld. Counsel for the applicants along
with applicants.
Sh. Amit Mehra, Ld. Counsel for the non-applicants.

This is an application filed by the applicants/ defendant calling upon the plaintiff/non-applicants to exercise their right of pre-emption existing in their favour under the Compromise Decree dated 28.03.2002.

The right of pre-emption existing in favour of the parties is reproduced hereinafter are under:

*" (g) In case any party decides to sell its portion in the property he may do so, but in that case he will have to offer his portion to the other party for the **same consideration** and in case the other party does not wish to purchase the same then the portion can be sold to any outsider."*

Ld. Counsel for the applicant has submitted that, the defendant/applicants intends to sell their portion to third parties (in their possession under the Compromise Decree dated 28.03.2002). However, in terms of right of pre-emption existing in favour of the parties, the party selling his share has to offer to the other party for the same consideration, which has not been disclosed in the present application.

Ld. Counsel for the applicant has submitted that the applicants have received offers for selling their portion for a total consideration at Rs. 8.5 crores approximately. Separate statement of the applicants, who are present in person are recorded to this effect.

Ld. Counsel for the non-applicants are accordingly, put to notice that the applicants intends to sell their portion for a consideration of Rs. 8.5 crores, who are accordingly, **directed to intimate as to whether they are interested in purchasing the said portion for the said sale consideration.**

List the matter for apprising the instructions of the non-applicants on the NDOH i.e. **04.02.2026.**

(Sachin Sood)
DJ-01 (Central)
THC: Delhi/11.12.2025