

26.10.2017

Present:- Plaintiff with Shri Deep Chand – Adv/proxy Counsel
None for the defendant

There is no document between the parties for admission/denial.
Hence, from the pleadings of the parties following issues arise and are hereby framed :

ISSUES :

- 1). Whether the plaintiff is entitled for a decree of declaration against defendant No. 1 to the effect that said defendant has no right or interest in property No. 178A/5, Lalita Park Laxmi Nagar, Delhi? OPP***
- 2). Whether the plaintiff is entitled for a decree of permanent injunction against the defendants for restraining them to create any third party interest in the suit property, as aforesaid? OPP***
- 3). Whether the plaintiff is entitled for a decree of mandatory injunction against defendant No. 1 for handing over the documents in respect of the said property to him? OPP***
- 4). Whether the suit is barred by limitation? OPD***
- 5). Whether the mother of the parties, who was the absolute owner of the suit property, had executed a valid Will dt. 22.9.2009 in favour of defendant No. 1 in respect of the suit property and if yes, its consequences? OPD***
- 6). Relief.***

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No other issue arises or is pressed for.

Put up for PE on **22.1.2018**. Advance copy of affidavit in evidence on behalf of the plaintiff be supplied to Ld. Counsel for the defendant at least one week before the next date, so that the plaintiff's witness could be cross-examined on that date.

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 26.10.2017