

CS No. **1443**/16
31.10.2018

Present : Sh. Aakash Giri, Ld. Proxy Counsel for the plaintiff.
Sh. H. Kaushal, Ld. Counsel for defendant no. 5.
None for remaining defendants.

Parties are not present for admission and denial of documents.

Pleadings of the parties are complete.

On the basis of the pleadings of the parties, the following issues are framed:-

1. Whether the plaintiff is entitled to the relief of permanent injunction as prayed ? OPP
2. Whether the plaintiff is entitled to the relief of mandatory injunction as prayed ? OPP
3. Whether the plaintiff is entitled to the relief of possession as prayed ? OPP
4. Whether the plaintiff is entitled to the relief of declaration as prayed ? OPP
5. Whether the plaintiff has not valued the present suit properly for the purpose of court fees? OPD No. 1 and 2

6. Whether the present suit is bad for non joinder of necessary party? OPD No. 1 and 2
7. Whether the present suit is bad for want of service of notice under Section 477 / 478 of DMC Act ? OPD No. 5
8. Relief.

No other issue arises or is pressed upon. Matter is now fixed for evidence. Both the parties are directed to file list of witnesses within 15 days on record. Plaintiff is directed to file affidavit of witness and supply copy of the same in advance to defendants or Id. counsel for defendants at least one week prior to NDOH.

Put up for PE on 19.12.2018.

(Shuchi Laler)
ADJ-04(East District) KKD
Delhi/31.10.2018