

EX 117/23

RAKESH SETH VS. RAJ KUMAR RAJA BHATNAGER

04.03.2025

Present : Sh. Vikram Seth (through VC) and Sh. Ajay Sharma
Ld. Counsel for the DH.
Sh. Sanjay Kathuria, Ld. Counsel for the
applicants/objectors namely, Sh. Subhash Dey, Sh.
Sutantar Pal Handa and Sh. Radha Krishan.
Ms. Babita Chaudhary on behalf of objector/Sh.
Arun Kumar.

Ld. Counsel for both the parties submits that Hon'ble High Court of Delhi vide order dated 07.02.2025 has stayed the operation of order dated 18.01.2025 qua handing over the possession of the suit shops by the DH to objectors. Copy of the order dated 07.02.2025 of Hon'ble High Court of Delhi filed on record.

Ld. Counsel for the objectors seeks time to file evidence by way of affidavits of objectors.

Let the same be filed before the NDOH with advance copy to the opposite party.

No evidence by way of affidavit filed on behalf DH.

Steps not taken by the DH for service of notice of application under Section 151 CPC filed by the DH.

Ld. Counsel for the plaintiff seeks one more opportunity.

Let notice of the application under Section 151 CPC filed by the Decree Holder praying for issuance of warrants of possession in respect of remaining portion i.e. northern side of suit property measuring 123 square yards having its dimensions as 30' x 37' forming part of the decree suit property i.e. 165, J & K Block, Lakshmi Nagar, Delhi-110092 be issued to occupants of said premises on filing of PF/RC, speed post, approved courier and through all acceptable modes of service as well as by way of affixation in case of refusal/ non-availability/ lock in some conspicuous place on the suit property, returnable on NDOH. Steps be taken within 05 working days.

Put up for service report on notice of application under Section 151 CPC filed by DH as well as for leading evidence on behalf on both the parties on **02.04.2025**.

(SOMITRA KUMAR)
DJ-06, EAST/ KKD COURTS
DELHI/04.03.2025 (s)