

EX 117/23

RAKESH SETH Vs. RAJ KUMAR @ RAJA BHATNAGER

30.05.2025

Present : Sh. Vikram Seth, Sh. Yuvraj Seth and Sh. Ajay Sharma, Ld. Counsel for the DH.
Sh. Sanjay Kathuria and Sh. Krishan Mathur, Ld. Counsel for the objectors namely Sh. Subhash Dey, Sh. Sutantar Pal Handa and Sh. Radha Krishan.
Sh. Kuldeep Mansukhani and Ms. Babita Chaudhary, Ld. counsel for objector/respondent no.8/Sh. Arun Kumar.

Ld. Counsel for respondent no.8/objector submits that transfer petition filed by the DH has been dismissed by Ld. Principal & District Sessions Judge, East District, KKD Courts, Delhi on 07.05.2025. Copy of order is placed on record.

Two applications have been filed by the DH, one is application for issuance of notice on the application filed by DH for issuance of warrant of the possession of the remaining portion of decreed property to the named occupants of the northern side of the suit property bearing no.165A, J & K Block, Laxmi Nagar, Delhi-110092, and another is application under Order XIV Rule 5 CPC for amendment in the issues framed on 18.01.2025.

Ld. Counsel for the objector submits that they do not wish to file reply to the said application.

Submission heard and record perused.

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 of the property in question be issued 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.

Ld. Counsel for DH also request that the notice of the present execution petition be also issued to JD no.1 and 2.

Let notice of the execution petition be issued to JD no.1 and 2 on filing of PF/RC/copies as well as through speed post and approved courier returnable for NDOH.

Put up for service report on notice of application under Section 151 CPC as well as order on application application under Order XIV Rule 5 CPC for amendment in the issues framed on 18.01.2025, on **03.07.2025**.

(SOMITRA KUMAR)
DJ-06,EAST/ KKD COURTS
DELHI/30.05.2025 (s)