

CS No. 2966/16

26.02.2018

Present: Sh. Manu Gupta, Ld. Counsel for the plaintiff along with
plaintiff no. 2 in person.

Sh. Kshitiz Ahuja, Ld. Counsel for the defendant no.1.

None for defendant no.2.

Previous cost paid.

There are no document worth admission denial between the parties.
Hence, from the pleadings of the parties, the following issues are hereby
framed:-

ISSUES

- 1. Whether the plaintiff is entitled for a decree of permanent injunction against the defendants restraining them from dispossessing the plaintiff from the suit property bearing Khasra No. 391/23 Min also known as 7/240A Village Chiragah Janubi, Delhi measuring 1.1 acres near Geeta Colony, Delhi?OPP**
- 2. Whether the plaintiff is entitled for a decree of mandatory injunction against the defendants directing them not to act without giving notice to the plaintiff?OPP**
- 3. Whether the plaintiff is entitled for a decree of declaration against the defendant for declaring her as the owner of the suit property?OPP**
- 4. Whether the present suit is not maintainable, the title being claimed on the basis of adverse possession?OPD**
- 5. Whether the present suit is barred under Order 2 Rule 2 CPC ? OPD**
- 6. Whether the suit is not maintainable being barred under Section 53 B of DD Act ?OPD-1**
- 7. Relief.**

No other issue arises nor pressed for. Issue no. 4, 5 and 6 are treated as preliminary issue.

Put up for arguments on the preliminary issue on 24.04.2018

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 26.2.2018