

03.04.2025

Present : Sh. Niranjana Rai, Ld. Counsel for the plaintiff
(through VC).
Plaintiff in person.
Sh. Mayank Rustagi, Ld. Counsel for the
defendants.

After LDOH, on 29.03.2025, a certified copy of order dated 26.03.2025 of Hon'ble High Court of Delhi passed in matter of CM (M) no. 561/25 titled "Pawan Kumar Rastogi & Anr. Vs. Manju Rastogi through GPA" filed on record, wherein Hon'ble High Court of Delhi directed this court to consider any request on behalf of the plaintiff seeking to place on record any additional document, strictly in terms of provisions contained in CPC, and not otherwise. Copy of this order supplied to the plaintiff.

At this stage, Ld. counsel for plaintiff submits that he will move an appropriate application for seeking permission of the court for taking on record additional document i.e. copy of three sale deeds with respect to property bearing E-86, Preet Vihar, Delhi and a Gazette notification dated 12.12.2019 for publication of "The National Capital Territory of Delhi (Recognition of Property Rights of Residents in unauthorised Colonies), Act 2019" filed by the plaintiff on 27.03.2025.

Let the appropriate application on behalf of the plaintiff seeking permission of the court to file additional documents be filed before NDOH with advance copy to opposite party.

In view of this, application under Order XII Rule 6 CPC r/w Section 151 CPC filed on behalf of the plaintiff and application under Order VI Rule 17 r/w Section 151 CPC filed on behalf of the defendant shall be considered after deciding whether additional documents filed by the plaintiff can be taken on record as per provisions of CPC or not.

The plea of Ld. counsel for the plaintiff that the application of defendants under Order VI Rule 17 CPC for seeking amendment in the written statement is required to be decided first before deciding application under Order XII Rule 6 of CPC filed by plaintiff, shall also be considered as per law after deciding whether additional documents filed on behalf of the plaintiff can be taken on record or not.

Put up for filing of appropriate application on behalf of the plaintiff for taking on record additional documents/ reply and arguments on said application on **25.04.2025**.

(SOMITRA KUMAR)
DJ-06, EAST/ KKD COURTS
DELHI/03.04.2025 ^(R)