

28.08.2023

Pr: Sh. Bilal Ahmed, counsel for the plaintiff with plaintiff.

Sh. Ravi Kumar, counsel for both the defendants with both defendants.

Ld. Counsel for plaintiff has filed affidavit of admission/denial of document is filed. Copy supplied.

Admission/denial of documents done.

Pleadings are complete. On the basis of pleadings of parties, the following issues are hereby framed.

ISSUES

1. *Whether the plaintiff is entitled to a decree for recovery of possession of the suit property bearing No. 424, Sharma Diary Pandit Mohalla, Village Kondli, Delhi area measuring 50 sq. yds. Consisting ground floor and first floor to the plaintiff as prayed for? OPP*
2. *Whether the plaintiff is entitled to a decree for damages of Rs.10,000/- per month besides water and electric charges w.e.f filing of present suit till handing over the peaceful vacant possession of suit property for unauthorized use and occupation of suit property, as prayed for? OPP*
3. *Whether the plaintiff is entitled for a decree for permanent injunction against the defendant No.1 and 2 and their L.Rs, servants, attorneys etc., thereby restraining them from selling, alienating,*

transferring and creating any third party interest in the suit property, as prayed for? OPP?

4. Whether the defendants prove that plaintiff has concealed the true material and relevant facts from the court and has not come to the court with clean hands? OPD

5. Whether the defendants prove that by way of general agreement dt. 11.01.2015, suit property has already partitioned? OPD

6. Relief.

No other issue arises nor pressed for nor onus of proof objected to. Both the sides to file their list of witnesses within 15 days from today. Plaintiff to file his evidence by way of affidavit with advance copy to the opposite side.

Interim order to continue till NDOH.

Put up for PE on 20.11.2023.

Rajesh Kumar
ADJ-03(East)
KKD Courts-28.08.2023