

13.10.2025

Present: Ld. Counsel for plaintiff.
Ms. Priyanka Agarwal, Ld. LAC for D-1(a), (b), (d) and (e). She is also Counsel for D-2.
None for other defendants.
D-1(c), D-3(a) and (c) are already ex-parte vide order dated 09.08.2024.

None has been appearing for D-3(b) and D-4 for the last many dates and thus, they are also proceeded ex-parte.

This leaves D-1(a), (b), (d) and (e) and D-2 as the contesting defendants. Their Counsel has filed affidavit in evidence of Manju Garg, Vinod Kumar, Ramo Devi and Ravi Kumar.

While Manju Garg and Vinod Kumar are parties to this suit, the other two individuals are not parties before this Court. Counsel for plaintiff submits that there is no pleading on record to support the evidence sought to be brought on record by Ramo Devi and Ravi Kumar. Counsel for the contesting defendants submit that even though there is no pleadings qua the evidence of Ramo Devi and Ravi Kumar, their evidence is essential to prove that property in question was transferred to the contesting defendants/their predecessor in the presence of said witnesses.

Since, no evidence can be led beyond pleadings, facts sought to be brought on record through Ramo Devi and Ravi Kumar cannot be allowed to be led in evidence. Accordingly, their affidavits shall not form part of record and the request of contesting defendants to examine them as defence witnesses is declined.

Copy of other witnesses' evidence supplied to plaintiff. List for DE on 22.11.2025. Date of 14.10.2025 stands cancelled.

Aashish Gupta
DJ-01/NE/KKD/DELHI
13.10.2025