

CS No. 58601/16
Sheetal Dagar Vs. Baljeet Singh Dagar

29.03.2023

Present: Ld. Counsel Sh. Akhilesh Jha for the plaintiff along with father of the plaintiff.

Ld. Counsel Sh. Niraj Kumar Mishra for the defendants.

Amended WS was filed on behalf of the defendants on 13.03.2023. Copy already supplied.

It is submitted by Ld. Counsel for the plaintiff that plaintiff does not want to file any replication to the WS.

Parties further submit that they do not want to file any affidavit of admission/denial.

Pleadings are stated to be complete and Ld counsels for the parties submit that the issues may be framed.

From the pleadings, following issues are hereby framed:-

ISSUES:-

1. Whether the plaintiff is entitled to the decree of declaration thereby declaring the registered gift deed dated 19.04.2016 vide registration no. 2085 before the Sub Registrar -VIIA, Sarojini Nagar, New Delhi as null & void, as prayed for? **OPP**
2. Whether the plaintiff is entitled to decree of declaration thereby declaring the plaintiff absolute owner of half share in the suit property i.e. Flat no. 2111, Sector C, Pocket-2, DDA Flats, Vasant Kunj, New Delhi-110070, as prayed for ? **OPP**
3. Whether the plaintiff is entitled to the decree of declaration thereby restraining the defendants from selling, transferring,

mortgaging or creating any third party interest with regard to ½ share of the above property, as prayed for? **OPP**

4. In case issue no. 1 is decided against the plaintiff, whether the plaintiff is entitled to Rs. 33,12,000/- as prayed for in clause (c) ? **OPP**

5. Whether the plaintiff is entitled to interest on the above amount, if yes, then at what rate and for what period, as prayed for? **OPP.**

6. Relief.

No other issue arise or pressed. List of witnesses be filed by both the parties within 15 days from today.

Evidence by way of affidavit be filed on or before next date of hearing with advance copy to be supplied atleast one week before the next date of hearing.

Relist the matter for PE now on 18.08.2023.

(Gaurav Rao)
Additional District Judge-03
Patiala House Courts, New Delhi
29.03.2023