

01.11.2025

Present: Ms. Nidhi Sharma, Ld. LAC for plaintiff through VC with
plaintiff in person.
None for defendants.

1. File taken up on plaintiff's application.
2. Matter is listed for plaintiff's evidence on 10.12.2025. In the interim, plaintiff has moved the present application u/O XXXIX Rule 1 & 2 CPC praying interim relief restraining defendants from selling, disposing off, assigning or transferring property bearing no.C-1/170, New Ansari Manzil, Nehru Vihar, Dayalpur Road, North East, Delhi-94.
3. In my humble opinion, no such relief can be granted to the plaintiff and the application is liable to dismissed *in limine*. As per record, the aforesaid property stands in the name of D-1 and this fact is not disputed by plaintiff during arguments. It is plaintiff's contention that he had purchased and built the said property from his own funds. But, fact of the matter remains that plaintiff is not the recorded owner of the said property and it stands in the name of D-1.
4. Considering the above, no injunction can be granted against the owner of the property only because plaintiff claims to have supplied funds for purchase/construction of the above property.
5. Considering the above, the application is misconceived. It is dismissed.

List for PE on 10.12.2025. *Dasti*.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
01.11.2025