

CS No.28/25

YOGENDER KUMAR Vs. DHARAMVEERI DEVI

01.02.2025

Present: Sh. Manoj Kumar Panchal, Counsel for the plaintiff.

Heard.

Ld. Counsel has referred case titled as “*Saurabh Gupta Vs. Smt. Archana Gupta and two others*” Citation No. 2024:AHC-LK0:13664, passed by High Court of Allahabad, Lucknow, vide order dated 15.02.2024, in support of his arguments that the property purchased by the husband in the name of his wife who is a homemaker will be treated a property of joint family. Prima facie I am convinced that at this stage, suit is maintainable, however, just objections by the opposite party may be considered in the course of trial.

Issue summons of the suit and notice of application under Order XXXIX Rule 1 and 2 CPC to the defendants by all legally permissible modes including digital mode on taking steps within 15 days.

Summons be also given *dasti*.

Put up for following steps:

- i) Service of summons upon the defendants and their appearance.
- ii) Filing of written statement and reply to application under Order XXXIX Rule 1 and 2 CPC within thirty days from the date of service of summons after giving advance copy to the plaintiff/learned counsel.

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- iii) For filing of replication/rejoinder by the plaintiff, if any, by giving advance copy to the opposite party.
- iv) Arguments on application under Order XXXIX Rule 1 and 2 CPC.
- v) Completion of pleadings, admission/denial of documents and framing of issues.
- vi) Parties to appear in person for admission/denial of documents and their statements under Order X CPC, if so required and to explore the possibility of settlement.

Fixed for 04.04.2025.

(SANJEEV JAIN)
Principal District & Sessions Judge
North-East, Karkardooma Courts,
Delhi/01.02.2025