

CS 249/23

RAJESH KUMAR Vs. OMPRAKASH AND ORS.

14.07.2025

Present: Ld. Counsel for plaintiff.
Sh. Atul Sharma, Ld.LAC for LRs of D-1 and D-2 (a) to (d).
Ld. Counsel for D-3 (a) and (b).
None for D-4 (a) and (b).

None has been appearing for D-4 (a) and (b) for the last many dates. They are accordingly proceeded ex-parte.

The amended memo filed by the plaintiff omits the name of D-1 and thus, plaintiff is directed to file a fresh amended memo in terms of order dated 05.03.2025.

Part arguments on application U/O XII Rule 6 CPC moved by plaintiff heard.

During the course of arguments, it transpired that the suit property was allotted by DDA in lieu of a jhuggi and thus, a question arises as to whether permission from a competent authority under The Slum Areas (Improvement & Clearance) Act, 1956 is required or not before filing of the present suit.

Let plaintiff clarify on this aspect.

List for further arguments on 25.09.2025.

Aashish Gupta
DJ-01/NE/KKD/DELHI
14.07.2025