

22.12.2023

Present: Sh Israr Ahmed, Ld Proxy Counsel for the plaintiff along with the plaintiff.
Sh Dharmender Kumar, Ld Counsel for defendant no.1 along with defendant no.1
Sh Sanjeev Bhardwaj, Ld Counsel for defendant no.2
Hazif Fida Hussain (impleaded vide order dated 21.09.2023) along with defendant no.2.

Receipt of cost of Rs 1000/- filed.

Written statement filed on defendants on 10.11.2023.

Copy already supplied.

Replications filed qua the Written statements of defendants. Copy supplied.

Pleadings of the parties are already complete. Both the parties are denying the documents qua the suit property filed by the opposite party. In these circumstances, the parties are at liberty to prove documents during the trial as per law. From the pleadings of the parties, following issues are framed as under :

- (i) Whether the plaintiff is owner of the property, as prayed for?
OPP
- (ii) Whether the plaintiff is entitled for declaration qua the documents i.e. GPA dated 12.04.2005, affidavit dated 12.04.2005, will dated 12.04.2005 and all the documents executed by Smt. Azgari Begum in favour of defendant no.1 as null void, as prayed for? OPP
- (iii) Whether the plaintiff is entitled to the declaration qua the documents dated 28.07.2021/29.07.2021 executed by defendant no.1, as attorney of Smt. Azgari Begum, in favour of defendant no.2 as null void, as prayed for? OPP

- (iv) Whether the plaintiff is entitled for decree of possession as prayed for? OPP
- (v) Whether the plaintiff is entitled for permanent injunction as prayed for? OPP
- (vi) Whether the defendant no.1 was the absolute owner of the suit property as prayed for? OPD
- (vii) Whether the defendant no.2 is the absolute owner of the suit property as prayed for? OPD
- (viii) Relief.

No other issue arises or is pressed by the parties at this stage. List of witnesses be filed by the parties within fifteen days. Affidavit(s) of the witness(es) of the parties be filed within two weeks with advance copy to the opposite party.

List for PE on 27.02.2024.

(KAPIL KUMAR)
ADJ-01/NE/KKD/DELHI
22.12.2023