

19.05.2023

At 12.50 pm

Present: Sh. Sanjay Singh, learned proxy counsel for Sh. Jitendra Kumar, for applicant/plaintiff alongwith applicant/plaintiff.
Sh. Partap Paliwal, learned counsel for defendant no.1 to 4 & 8 alongwith defendant no.1 and 4 in person.
Defendant no.5 is ex-parte.
Defendant no.7 is yet to be served.

Matter is fixed for service of contesting defendants to the application of plaintiff under Order VIII Rule 10 r/w Sec. 151 CPC.

As per record, dasti process was not collected by plaintiff in terms of order dated 09.05.2023 due to which process was sent to defendants through Nazarat Branch.

As per record, process is served to defendant no.1 to 4 & 8 whereas process sent to defendant no.5 to 7 not received back.

Reply to the aforesaid application filed on behalf of defendant no.1 to 4 & 8. Copy supplied.

It is submitted by learned counsel for defendant no.1 to 4 & 8 that till date, plaintiff has not supplied copy of the site plan of the property bearing H.No.C-41/15, Gali no.9, North Ghonda, Delhi-53 in compliance of orders dated 17.02.2023, 04.05.2023, till date.

Learned proxy counsel for plaintiff as well as plaintiff have been asked to explain the latches in complying with the orders passed from time to time which they have unable to explain except stating that the main counsel is unable to appear today due to medical reasons.

Submissions heard. Record perused.

Plaintiff is once again directed to supply copy of the above

mentioned site plan if not yet supplied and if supplied, plaintiff shall show receiving to prove supply of copy of the above mentioned site plan.

Let fresh dasti notice of the aforesaid application be issued to defendant no.6 and 7 on filing of PF for the next date of hearing. **Plaintiff is directed to collect the dasti process and serve defendant no.6 and 7 at her end and file a detailed affidavit regarding service of defendant no.6 and 7.**

List for purpose already fixed / service of defendant no.6 and 7 to the aforesaid application / consideration on the application of plaintiff, on date already fixed i.e. **27.07.2023.**

MONA TARDI KERKETTA
ADJ-01/NE/KKD/DELHI
19.05.2023 sk