

CS no. 430/24

KRISHAN KUMAR Vs. VINAY KUMAR ARORA

16.01.2025

Present: Sh. Yogesh Singh and Sh. Gaurav Chaudhary,
Advocates for the plaintiff along with plaintiff.
Sh. Pradeep Shukla, Advocate for the defendant no.1
and no. 3.
Sh. Kamal Behl, Advocate for defendant no. 3 to 6.

Vakalatnama filed on behalf of defendants.

Written statement and reply to application under Order XXXIX Rule 1 and 2 CPC on behalf of defendant no.3, 4, 5 and 6 filed separately. Copies be given to ld. counsel for the plaintiffs as well to ld. counsel for defendant no.1 and 2.

Time requested by ld. counsel for defendant no.1 and 2 to file written statement and reply to application under Order XXXIX Rule 1 and 2 CPC. Let it be filed within 30 days. Advance copy be given to the plaintiffs as well as defendant no.3 to 6/ld. counsels.

Heard.

As per plaintiffs, they are in part possession of the suit property at First Floor, but the possession of the plaintiffs is disputed by defendant no.1 and 2 in arguments. This question will be considered at the time of disposal of application under Order XXXIX Rule 1 and 2 CPC after formal written statement and reply by defendant no.1 and 2.

In order to avoid multiplicity of application in future and to protect the suit property, all the parties will maintain status quo in respect of the possession and the title/ownership of the suit property till next date of hearing.

I have talked to the parties and learned counsels for the parties. In my opinion, there is element of settlement in the matter between the parties, therefore, as requested, matter is referred to Mediation Centre, Karkardooma Courts, Delhi.

Both the parties are directed to appear before the Mediation Centre today itself i.e. 16.01.2025 at 12:00 PM.

Both the parties/counsels are directed to furnish their details to the Reader of the court for filing up the mediation referral form. Reader of this court is directed to fill up Form B of referral order accordingly and to forward the same to the Mediation Centre, Karkardooma Courts, Delhi along with copy of this order.

The referral order be sent to the Mediation Centre, Karkardooma Court, Delhi by way of E-mail or other permissible modes.

Parties to contact Mediation Centre accordingly.

In case matter is not settled put up for following steps:

- i) Filing of written statement and reply to application under Order XXXIX Rule 1 and 2 CPC by defendant no.1 and 2 within thirty after giving advance copy to the plaintiffs as well as defendant no.3 to 6/ld. counsels.

- ii) For filing of replication/rejoinder by the plaintiff, if so required, at least seven days before the next date by giving advance copy to the opposite parties/ld. counsels
- iii) For filing of documents, completion of pleadings, admission/denial of documents and framing of issues.
- v) Arguments on application under Order XXXIX Rule 1 and 2 CPC.
- vi) It is directed that every party will give advance copy of every pleadings and documens to all other parties/all their counsels.

Put up for 10.03.2025.

Parties to appear in person on the next date.

(SANJEEV JAIN)
Principal District & Sessions Judge
North-East, Karkardooma Courts,
Delhi/16.01.2025