

17.05.2018

Present: Sh. Trilok Chand, Advocate, for the plaintiff.
Sh. Mohd. Arif, Advocate, for the defendant Nos. 4, 5 and 6
with defendant Nos. 4, 5 and 6 in person.
None for the defendant Nos. 1, 2 and 3.

The original documents have not been placed on record till date. Pleadings of the parties are already complete. From the pleadings of the parties, the following issues are framed, as under:

1. Whether the present suit is bad for non-joinder of DDA/DUSIB as necessary party, if so, its effect ? OPD
2. Whether the plaintiffs are entitled for a preliminary decree of partition in respect of the property bearing No. CPA- 73, Seelampur- III, Delhi as claimed in the plaint ? OPP
3. Whether the plaintiffs are entitled for a final decree of partition by metes and bounds as claimed in the plaint as claimed in the plaint ? OPP
4. Whether the plaintiffs are entitled for a decree of mandatory injunction as claimed in the plaint ? OPP

5. Whether the plaintiffs are entitled for a decree permanent injunction as claimed in the plaint ? OPP
6. Relief.

No other issue arises or is pressed by the parties at this stage. List of witnesses be filed by the parties within two weeks. Affidavits of the witnesses of the plaintiff, as well as the defendant, be filed on or before the next date of hearing. Advance copies of the same be supplied to the respective opposite parties, two weeks prior to the next date of hearing. In default, a cost of Rs. 5,000/- shall be deemed to have been imposed on the defaulting party.

Ld. counsel for the defendant Nos. 4, 5 and 6 has paid a sum of Rs. 2,000/- to the Ld. counsel for the plaintiff.

Adjourned for payment of the remaining cost by defendant Nos. 4, 5 and 6 and plaintiffs' evidence on 05.09.2018.

BRIJESH KUMAR GARG
Addl.Distt Judge(NE)-01
KKD Courts/Delhi
17.05.2018

kd