

CS 327/18  
GEETA VERMA Vs. VIRENDER KUMAR VERMA

15.09.2023

Present: Sh. S.K. Verma, ld. counsel for plaintiff along with plaintiff.  
Sh. Hardwari Lal, ld. counsel for defendant no. 1,2 and 3.  
Ms. Priyanka Aggarwal, ld. LAC for legal heirs of defendant no. 4 (LRs came on record on 08.03.2022 and amended memo of parties was filed on 20.11.2021).  
Sh. Sanjeev Kedwal, ld. counsel for defendant no. 5.

List of witnesses filed on behalf of defendant no. 1,2 and 3.

Matter is fixed for PE.

At this stage, an application under Order XIV Rule 5 r/w Sec. 151 CPC has been moved on behalf of plaintiff for framing additional issue in view of the plea taken by defendant no. 4 qua the property no. A-228/1, Gali no. 10, South Gamdi, Delhi. It is submitted that in the written statement filed by defendant no. 4 the plea of exclusive and absolute ownership has been taken qua this property. It is submitted that in these circumstances the onus of proof to prove this fact must be on defendant no. 4.

Arguments have been advanced by the ld. Counsels for defendants.

During the course of arguments, ld. Counsel for LR's of defendant no. 4 submits that she has some documents for which she has to take instructions from the LR's of defendant no.4 and she wish to file the reply to the present application. Reply be filed within 10 days with advance copy to opposite party.

Put up for disposal of the above mentioned application/framing of additional issue(s) on 09.11.2023.

(KAPIL KUMAR)  
ADJ-01/NE/KKD/DELHI  
15.09.2023

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