

CS DJ 38/21

SANTOSH SHARMA (SENIOR CITIZEN) Vs. MOHINDER
PALBATRA AND ORS

26.09.2025

Present: Ms. Jyoti Singh, Ld. Proxy counsel for the plaintiff.
Sh. Abhishek Kumar, Ld. Counsel for D2/ Sanjay
Sharma and D4/ Pooja Tandon along with D2.
Sh. Mohd. Azhar, Ld. Counsel for D1/ Mohinder Pal
Batra.
None for D3/ Sonu Mann and D5/ Sonu Kumar.
D6/Sarla Sharma has already expired.

Fresh Vakalatanama filed on behalf of D2 and D4.
Same is taken on record.

No affidavit of admission denial of documents has
been filed on record by the parties. Parties are at liberty to file the
same with exchange to each other,

Pleading are complete.

***On the basis of above pleadings, following issues
are framed:***

- 1. Whether the plaintiff is entitled for the decree of
declaration in respect of the suit property as prayed
for? OPP***
- 2. Whether the plaintiff is entitled for decree of
possession in respect of the suit property, as prayed
for? OPP***
- 3. Whether the plaintiff is entitled for decree of
cancellation in respect of documents of the suit
property in possession of defendant no.1, as prayed
for? OPP***
- 4. Whether the plaintiff is entitled for a decree of
permanent injunction, as prayed for? OPP***
- 5. Whether the plaintiff is entitled for a decree of
damages, as prayed for? OPP***
- 6. Whether the defendants are the owner of the suit
property? OPD***
- 7. Whether the suit is barred by limitation? OPD***

- 8 *Whether the suit has not valued properly for the purposes of court fees and jurisdiction? OPD*
- 9 *Whether the suit is not maintainable in the present form being devoid of any cause of action in favour of the plaintiff? OPD*
10. *Relief.*

No other issue arises or is pressed for by the parties.

Let list of witnesses alongwith affidavits of the witnesses be filed by both the parties within 15 days from today with advance copy to the opposite party.

Put up for PE on 18.12.2025.

The application of the plaintiff under Order 39 Rule 1 and 2 CPC would also be considered on date fixed.

(Ravinder Singh II)
DJ-04, North, Rohini Courts,
Delhi/26.09.2025