

CS DJ 100/21 ATUL GARG Vs. USHA GARG AND ORS
04.03.2025.

Present: Ms. Pooja Goyal, Ld. Counsel for plaintiff (through VC).
Mr. Abhimanyu Singla, Ld. counsel for defendant no. 1 to
4.
None for defendant no. 5.

ORDER

1. Affidavit of admission / denial already filed on behalf of the plaintiff. Same is taken on record. Let copy of the same be supplied to the opposite counsel.

2. Affidavit of admission / denial filed on behalf of the defendant no. 1 to 4. Same is taken on record. Copy stated to be already supplied.

3. Since none is appearing for and on behalf of the defendant no. 5, he is proceeded ex-parte.

4. At this stage, counsels for parties are asked whether there is possibility of settlement in terms of Order 10 Rule 1A. The counsels for the parties submit that there is no possibility for settlement and issues may be framed.

5. On perusal of the pleading and submissions of the parties the following issues are framed:

1. *Whether the plaintiff is entitled for decree of possession, as prayed for? OPP.*

2. *Whether the plaintiff is entitled for decree of perpetual injunction, as prayed for? OPP.*

3. *Whether the present suit is filed by the plaintiff in collusion with defendant no. 5? OPD1-4.*

Contd....

4. *Whether the sale deed dated 06.12.2019 is a sham document? OPD1-*
- 4.
5. *Relief.*
6. No other issues are pressed for or arises out of the pleadings.
7. Put up for PE on 28.05.2025.
8. *Ld. Counsel for the plaintiff is directed to file evidence by way of affidavit alongwith list of witnesses within 15 days from today with advance copy to the counsel for the defendant.*

Shivali Bansal
District Judge-03, Rohini Courts
North District, Delhi
04.03.2025