

MITHLESH AND ORS.
Vs.
PARTAP SINGH AND ORS.

12.03.2024

Present: Mr. Satish Kumar, Ld. LAC for the plaintiff.
Mr. Pratap, Ld. Counsel for the defendant no. 1.
Defendant no. 2 and 3 are already ex-parte.

ORDER

1. Ld. LAC for the plaintiff has filed replication qua the WS of defendant no. 1. Same is taken on record. Copy supplied.
2. Ld. Counsels for the parties submit that they do not wish to conduct admission/denial of documents. Heard. Request allowed.
3. In view of the submissions made, admission/denial stands concluded.
4. At this stage, Ld. Counsel 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 the basis of the pleadings of the parties, the following issues are framed:-

- 1. Whether the plaintiff is entitled for a decree of partition with respect to suit property bearing no. 60, Khasra No. 357, Gali No. 2, Khadda Colony, Swaroop Nagar, Delhi - 110042, as prayed for? OPP***

Contd....

2. *Whether the plaintiff is entitled for a decree of partition with respect to suit property situated at Village Ogn, District Buland Shahar, Uttar Pradesh, as prayed for? OPP*
3. *Whether the plaintiff is entitled to permanent injunction in his favour and against the defendants, as prayed for? OPP.*
4. *Whether the defendant no. 3 is a bona fide purchaser from defendant no. 1 and 2 and Sh. Siri Chand? OPD 1.*
5. *Whether Sh. Siri Chand is a joint owner of the suit property suit property bearing no. 60, Khasra No. 357, Gali No. 2, Khadda Colony, Swaroop Nagar, Delhi - 110042 ? OPD1*
6. *Relief.*

6. No other issues are pressed for by the parties. Nor does any other issue arise from the pleadings of the parties.

7. The plaintiff is directed to file evidence by way of affidavit along with list of witnesses within 15 days from today with advance copy to the counsel for the defendant.

8. Be put up for PE on **04.07.2024**.

Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
12.03.2024.