

CHARAN SINGH AND ORS. Vs. SHILPA JAIN AND ORS

17.02.2024

Present: Sh. Z. S. Yadav, counsel for the plaintiff.

None for the defendants.

Be awaited.

(Vikram Bali)

ADJ-02/ North/ Rohini Court

Delhi/17.02.2024

At 11.50 a.m.

Present: Sh. Z. S. Yadav, counsel for the plaintiff.

Sh. S. K. Kaushik, counsel for the defendants No.1 & 2.

counsel for the defendants No.1 & 2 has filed affidavit of defendant No.1 denying the documents of the plaintiff. Copy supplied.

Counsel for the plaintiff states that he does not want to file affidavit of admission / denial of the documents.

Counsel for the parties state that settlement through ADR mechanism.

1. Whether the plaintiff is entitled to Permanent Injunction, as prayed for ? OPP
2. Whether the plaintiff is entitled to Declaration and Cancellation against the defendants No.1 & 2 – thereby declaring and cancelling the alleged sale documents such as General Power of Attorney, Agreement to Sell, Will, Affidavit, Possession Letter and Receipt all dated 28.12.2020 ? OPP
3. Whether the plaintiff is entitled to cost of the suit ? OPP
4. Whether the suit is not maintainable as consequential relief of possession has not been sought for by the plaintiff ? OPD-1 and OPD-2

contd.....2

CHARAN SINGH AND ORS. Vs. SHILPA JAIN AND ORS

5. Whether the case of the plaintiff is liable to be dismissed as the plaintiff did not come with clean hand and have abused process of law ? OPD-1 and OPD-2
6. Whether the case of the plaintiff is liable to be dismissed being without cause of action ? OPD-1 and OPD-2
7. Whether the suit is not properly valued for the purposes of court fees ? OPD-1 and OPD-2
8. Whether the suit is bad for mis-joinder of defendant No.2 and non-joinder of Anand Kumar ? OPD-1 and OPD-2
9. Relief.

No other issue arises or is pressed for.

List of witnesses, if any, be filed by both the parties within 15 days from today.

Now, to come up for **PE** by way of affidavit on 31.05.2024.

Advance copy of affidavit of witnesses be supplied to the opposite party at least one week before the next date.

(Vikram Bali)
ADJ-02/ North/ Rohini Court
Delhi/17.02.2024