

CS DJ 318/21  
Rajinder Kaur Bajwa Vs. Sanjeev Kumar Hans

17.11.2022

Present: Sh. Vijay Kumar Sharma, counsel for plaintiff  
alongwith son of plaintiff.  
Sh. Piyus Mittal, counsel for defendant no.1  
alongwith D-1.  
Sh. Vikas Gupta, counsel for D-2 alongwith  
Sh. Manoj Kumar, AE is also present for D-2.

Heard. Perused.

Status report has been filed by Sh. Manoj Kumar.

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Pleadings are complete. From the pleadings of the parties following issues arise and are accordingly framed:-

1. Whether the plaintiff is entitled for a decree of mandatory injunction as prayed for in prayer clause (i) & (ii) of plaint? OPP
2. Whether the plaintiff is entitled for a decree for a sum of Rs.2,70,000/- as damages/compensation against Defendant no.1 as prayed for in prayer clause (iii) of plaint ?OPP
3. Whether the plaintiff is entitled to decree of mandatory injunction as prayed for in prayer clause (iv) of plaint ? OPP
4. Whether the plaintiff is entitled for a decree for a sum of Rs.1,00,000/- towards mental pain, agony, etc. as prayed for in prayer clause (v) of plaint? OPP
5. Whether the suit filed by plaintiff is liable to be dismissed on account of non-joinder of necessary party i.e. residents of second floor ? OPD-1
6. Whether the suit filed by plaintiff is liable to be dismissed being time barred ? OPD-1&2.

7. Whether the suit filed plaintiff is liable to be dismissed in view of provisions of Order 2 Rule 2 CPC ?

8. Relief.

No other issue arises or is pressed for.

Now to come up on 28.03.2023 for PE.

Parties are directed to file the list of witnesses within 15 days from today.

At this stage, joint request is made for referring the matter to Mediation Cell.

Parties are directed to appear before Mediation Cell at **2.00 PM on 23.11.2022.**

Be put up before this court on the date already fixed i.e. 28.03.2023 for further proceedings as per law.

(Deepak Dabas)  
ADJ-1(North)/Rohini Courts  
Delhi/17.11.2022