

CS DJ 326/20

CHANDER PRAKASH POPLI Vs. NEELAM POPLI

24.03.2022

Present: Plaintiff with counsel Sh. Sushil Kumar.

Defendant with counsel Sh. Sunil Goyal.

Joint statement of plaintiff and defendant that they have purchased the suit property in joint ownership, recorded.

Defendant has also given statement on oath to the effect that during the pendency of the suit, she will not sale, alienate or create any third party interest in the suit property without permission of the court.

In view of the statement of defendant, the application of plaintiff u/o 39 Rule 1 & 2 CPC is disposed off being infructuous.

Heard. Perused.

From the pleadings of the parties, following issues arise and are framed:

1) *Whether the plaintiff is entitled for preliminary decree holding the plaintiff as co-owner to the extent of half share in suit property i.e. shop no. 29, C.S.C-9, DDA Market, Behind Goodwill Apartments, Sector-13, Rohini, Delhi, as prayed? OPP*

2) *Whether the plaintiff is entitled for final decree thereby partitioning the suit property i.e. shop no. 29, C.S.C-9, DDA Market, Behind Goodwill Apartments, Sector-13, Rohini, Delhi, as prayed? OPP*

3) *Whether the plaintiff is entitled for decree of rendition of accounts qua suit property, as prayed in prayer clause (c)? OPP*

4) Whether the plaintiff is entitled for decree of permanent injunction qua suit property i.e. shop no. 29, C.S.C-9, DDA Market, Behind Goodwill Apartments, Sector-13, Rohini, Delhi, as prayed? OPP

5)Whether the suit is liable to be dismissed being under valued and not properly stamped, as claimed? OPD

6) Relief

No other issue arises or pressed for.

List of witnesses be filed within 15 days. Advance copy of affidavits of witnesses, who are to be examined, be given to opposite side at least two weeks prior to NDOH.

Put up for PE on 20.07.2022.

(Surender Mohit Singh)
ADJ-04, North, Rohini Courts,
Delhi/24.03.2022