

CS No. 870/17

Charlotteeyall Vs. Ravinderyall & Ors.

02.12.2019

Present: Sh. Prem Garg, Ld. Counsel for plaintiff.
Sh. Rohit Bansal, Ld. Counsel fro SDM Narela.
Defendants in person.

It is submitted by Ld. Counsel for SDM Narela that the office of SDM Narela has not received the particulars of plaintiff. At this stage, particulars supplied to Ld. Counsel for SDM, Narela by Ld. Counsel for plaintiff.

Let report to the application of plaintiff under Order 33 CPC be filed on or before the NDOH.

Original documents of plaintiff seen and returned. She undertakes to produce them as and when required during trial.

On the basis of pleadings following issues are settled:

- 1. Whether suit is bad for mis-joinder and non-joinder of necessary parties? OPD***
- 2. Whether defendants are the owner of the suit property being the legal heirs of Late Sh. Mathew Lyall who was the actual owner of the suit property? OPD***
- 3. Whether plaintiff who is claiming herself to be the daughter of Sh. Branton Lyall one of the son Sh. Mathew Lyall died issueless? Onus on both the parties.***

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- 4. Whether plaintiff is entitled for decree of partition, as prayed for? OPP**
- 5. Whether plaintiff is entitled for decree of possession, as prayed for? OPP**
- 6. Whether plaintiff is entitled for recovery of Rs. 4,90,000/- on account of damages, if so, at what rate and for what period? OPP**
- 7. Whether plaintiff is entitled for decree of permanent injunction as prayed for? OPP**
- 8. Relief?**

No other issue arises or is pressed for.

Let list of witnesses alongwith affidavits of the witnesses be filed within 15 days from today with advance copy to the other party.

Put up for PE on **23.03.2020.**

**Kiran Gupta
ADJ-03, Rohini Courts
North District, Delhi
02.12.2019**