

CIV DJ 692/2024
Charanjeet Kaur Vs.
Baljit Singh Sanshi & Ors.

08.06.2026

Present: Plaintiff with Ld. Counsels Sh. P.S. Mahar & Ms.
Priyanka Bakshi (proxy).
Sh. Vishal Chauhan, Ld. counsel for plaintiff
(through VC).
Sh. Siddharth Verma and Ms. Krishpreet Kaur, Ld.
Counsels for D-1 with SPA Sh. Shamsheer Singh.
D-2 & D-3(a) [also for D-3(b)].

1. After LDOH, an application u/s 151 CPC for seeking permission to get damaged roof of first floor of the suit property repaired along with report of structural engineer, was filed on behalf of plaintiff through e-filing and hard copy thereof is furnished. Be taken on record. Copy supplied.

2. Immediate issue of difference between the parties is that the contention of the D-1 side is that structure of the suit property be permitted to be demolished at-least upto first floor as lintel/ roof of first floor thereof has already been damaged at several places. On the other hand, contention of the plaintiff side is that the damages of the first floor can be properly repaired and in that regard the afore-mentioned application u/s 151 CPC has been filed.

3. After deliberating with each other for sometime the plaintiffs and SPA of the D-1 (on behalf of the D-1) have reached to a consensus/ arrangement to the effect that if the D-1 is permitted to continue with demolition of the first floor of the suit

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property, he shall pay damages to the plaintiffs and other defendants regarding demolition thereof in case they succeed in establishing their claim in the suit property. Statement of the SPA of the D-1 to that effect is recorded separately.

4. In view of above, order dated 05.07.2025, whereby the D-1 was restrained from further demolishing the built up structure over the suit property and to maintain status quo in respect of the same, stands modified to the extent that now the D-1 is permitted to carry out demolition so as to remove first floor of the structure of the suit property without causing any damage to ground floor thereof and to get debris removed from the suit property in order to ensure safety of everyone.

5. At this stage, the plaintiff has insisted that she or her representative should be allowed to remain present at the spot at the time of afore-mentioned demolition work of the suit property. The D-1 side has no objection in it subject to condition that the plaintiff side shall not create any hindrance in the demolition work.

6. In view of above submissions, the plaintiff or her representative is permitted to remain present at the spot at the time of afore-mentioned demolition work with direction not to create any hindrance.

Put up for consideration on 03.08.2026.

(GOPAL SINGH CHAUHAN)
DJ-03, WEST/DELHI
08.06.2026