

NAND KISHORE AND ORS.

Vs.

RAM PRASAD AND ORS.

29.11.2023

Present : Sh. Ranu Singh , Ld. Proxy Counsel for the
plaintiffs with plaintiff no. 1 in person.
Defendant no. 1 and 2 in person
Defence of defendants no. 2 to 4 already struck off.

Affidavit of admission denial filed by the
defendant no. 1 wherein the defendant certain documents. Same
are Ex. P-1 to Ex. P-6.

Admission/denial is complete. From the pleading of
parties following issues have arisen:-

1. Whether the plaintiff has no right, title or interest
in the suit property? OPD

2. Whether the suit of the plaintiff is not maintainable
as no relief of possession is claimed by the plaintiff, as per
Section 34 of Specific Relief Act. OPD

3. Whether the plaintiff is entitled to the preliminary
decree of partition as claimed? OPP

4. Whether the plaintiff is entitled to the decree of
permanent injunction as claimed in prayer clause C? OPP

5. Whether the plaintiff is entitled to the decree of
mandatory injunction as claimed? OPP

6. Whether the plaintiff is entitled to the decree of
permanent injunction as claimed in prayer clause F? OPP

7. Whether the plaintiff is entitled to the decree of
permanent injunction as claimed in prayer clause G? OPP

contd/-

8. Whether the plaintiff is entitled to the decree of permanent injunction as claimed in prayer clause H? OPP

9. Relief.

No other issue arised or pressed for.

There are no chances for settlement between the parties so no use/purpose would be served for sending the matter to ADR.

Put up for PE on **23.04.2024**. The plaintiff is directed to lead evidence first and the examination in chief of witnesses will be by way of affidavits with advance copy to the opposite party. List of witnesses be also filed by both the parties within a month.

(RUCHIKA SINGLA)
ADJ-03 (N/W)
Rohini Courts :Delhi/29.11.2023