

16 CS DJ 494/22
SURESH KHURANA Vs.
M/S ANTRIKSH DEVELOPERS AND
PROMOTERS PVT.LTD AND ORS

02.05.2026

Present : Sh. Rakesh Garg, Ld. Counsel for plaintiff with plaintiff.
Sh. Rahul Kadyan, Ld. Counsel for defendant no. 1.

Affidavit of admission/denial of documents is filed by Ld. Counsel for defendant no. 1. The affidavit is titled “Affidavit of admission/denial of defendant no. 2 with respect to documents filed by the plaintiff.”

Ld. Counsel for defendant no. 1 submits that the title of the affidavit is incorrect and that the affidavit shall be treated to be on behalf of defendant no. 1.

The defendant no. 1 has admitted only one document which is Ex. P1. Admission/denial of documents is complete.

Parties submit that issues may be framed.

From the pleadings of the parties, the following issues arise for determination:

- (1) Whether the suit suffers from mis-joinder of defendant no. 1 and if so, whether the suit is liable to be dismissed on this ground? OPD.
- (2) Whether this court has no territorial jurisdiction to entertain and to try the suit? OPD.
- (3) Whether the plaintiff is entitled to a decree of recovery of money including interest, as prayed? OPP.
- (4) Relief.

No other issue arises or is pressed.

Both the parties are directed to file list of witnesses within fifteen days.

It is stated by Ld. Counsel for both parties that there is no possibility of settlement in the present matter at this stage.

Plaintiff/PW-1 Sh. Suresh Khurana is present for his testimony. He is examined-in-chief. His cross-examination is deferred at the request of Ld. Counsel for defendant no. 1.

Put up for cross-examination of PW-1 on 14.05.2026. Short date is given at the request of Ld. Counsel for plaintiffs.

(Ashish Aggarwal)
District Judge-III
North-West District,
Rohini Courts, Delhi
02.05.2026