

17 CS DJ 312/23 PREMWATI Vs. HARI SINGH
23.12.2025

Present: Sh. J.V Rana, Ld. Counsel for Plaintiff.
Sh. Anupam Singh and Sh. Alok Dev, Ld. Counsel for defendant.
None for D-2.

Power of attorney as well as reply filed on behalf of defendant on application u/o 7 rule 14 CPC. However, same is not reflecting on CIS. Ld. Counsel for defendant is directed to contact the filing section to remove the objection, if any.

Arguments heard on application u/o 39 rule 1 and 2 CPC. During the course of arguments Ld. Counsel for defendant submitted that property was already sold by defendant Hari Singh to purchaser namely Deepak and Gaurav Chhikara. Copy of sale deed placed on record. However, on enquiry from court Ld. Counsel for defendant could not clarify whether above property sold by defendant Hari Singh is the suit property or not.

In the view of court, if above suit property is sold to Deepak and Gaurav Chhikara during the pendency of present suit then they are necessary parties.

Ld. Counsel for defendant is directed to clarify regarding status of suit property i.e. whether suit property was sold or not.

Meanwhile in the interest of justice and to avoid complications and multiplicity of proceedings, defendant is directed not to create third party interest in the suit property by way of sale or transfer of possession or alienation of suit property if suit property is already not sold as Ld. Counsel for defendant has not clarified the status of suit property i.e. whether suit property is sold or not. Defendant is further directed not to create any third party interest in suit property if suit property is already not sold.

Matter be listed for further proceedings on **05.01.2026**.

(RAKESH KUMAR V)
DJ-04/North-West
Rohini Courts/Delhi
23.12.2025