

RAJNI GARG Vs. ANIL KUMAR AND ANR.**15.02.2023****Present :** Sh. Amit Vohra, Id counsel for plaintiff.Sh. Adanya Pal, Id counsel for defendants with
defendant Anil Kumar and Ganga Ram.

Cost is paid.

Affidavit of admission/denial is filed on behalf of plaintiff. An agreement in original is placed on file on behalf of plaintiff stating that its copy has already been filed with the plaintiff. The same is taken for admission/denial purpose and defendant no. 1 Sh. Anil Kumar admitted his signatures appearing on the said agreement at point B1 to B7 whereas defendant no. 2 Sh. Ganga Ram admitted his signatures appearing at point A1 to A7. The same is marked as Ex.C-1. The defendants stated that they are denying the contents of the agreement and that their signatures were taken on the papers when the same were blank.

The counsel for the plaintiff stated that he is not filing the replication to the written statement of defendant and the issues may be framed.

From the submissions and pleadings of the parties, following issues are framed:-

(1) *Whether agreement Ex.C-1 was executed on 02.06.2019 as claimed by the plaintiff by the parties?OPP*

(2) *Whether the defendants had not signed the agreement Ex.C-1 or that blank papers upon which their*

signatures were taken have been converted into agreement Ex.C-1? OPD

(3) Whether the plaintiff is entitled for decree of specific performance as claimed? OPP

(4) Whether the plaintiff is entitled for decree of permanent injunction as claimed? OPP

(5) Whether the plaintiff is entitled for compensation as claimed? OPP

(6) If plaintiff is not found entitled for decree of specific performance, whether he is entitled for decree of recovery of Rs. 1,04,00,000/- with interest as alternative relief as claimed? OPP

(7) Relief.

No other issue arises or pressed for. The counsels appearing for the parties stated that there is no likelihood of the settlement of matter between the parties at this stage, as such, there is no use of referring the parties to adopt ADR means. List of witnesses be filed within 15 days by the parties.

Put up for plaintiff's evidence for **06.07.2023**. The chief examination of witnesses will be by way of affidavit and advance copy of same be supplied to opposite party/counsel at least 15 days prior to next date of hearing.

(SUNIL CHAUDHARY)
ADJ-04, North West,
Rohini Courts, Delhi
15.02.2023