

25.01.2024

Present : Sh. Rahul Sharma, ld counsel for plaintiff.
Ld counsel for the defendant with defendant.

Replication to the written statement of defendant no. 1 is filed.

The application has been filed under Order 1 Rule 10 CPC for deletion of name of defendant no. 2 Ms. Neha Srivastav from the array of parties with the averments that she is having no role or connection with the suit property. The counsel for the plaintiff stated that he is having no objections to the application as per instructions of the plaintiff and name of defendant no. 2 be deleted from the array of parties.

Considering the submissions and the contentions made in the application, the application stands allowed and name of defendant no. 2 Ms. Neha Srivastav is deleted from the array of parties.

Pleadings are stated to be complete. Submissions heard on the settlement of issues.

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

(1) Whether the sale deed registered on 18.11.2022 executed by Smt. Rajrani in favour of defendant no. 1 is got executed by defendant no. 1 fraudulently from Smt. Rajrani as

*alleged? **OPP***

*(2) Whether the plaintiff is entitled for the decree of declaration as claimed? **OPP***

*(3) If the aforesaid above issues are decided in favour of plaintiff what is the share of plaintiff in the suit property? **OPP***

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

(5) 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 on **21.05.2024**.

(SUNIL CHAUDHARY)
ADJ-04, North West,
Rohini Courts, Delhi
25.01.2024