

08.04.2026

File is taken up today on an application for early hearing filed by the plaintiff.

Present : Ms. Chandani, Ld. counsel for applicant/plaintiff.

Ld. counsel for plaintiff has advanced arguments. She submits that the matter is extremely urgent because the house of the plaintiff is developing cracks as a consequence of illegal construction being undertaken by neighbours. It is urged that the case may be taken up for hearing today itself. It is submitted that the plaintiff is a widow and a handicapped woman who has, with great difficulty, managed to pay court fee. The court fee certificate is attached to the application.

I have heard arguments. In view of the reasons explained, the application for early hearing is allowed.

The date fixed i.e. 06.08.2026 is cancelled. The case is taken up for consideration today itself.

An application under Order 6 Rule 17 read with Section 151 of CPC for amendment of plaint is pending.

Arguments are heard in respect of the application.

There are certain errors which are sought to be rectified through the proposed amendment. The application has been filed at the very threshold of the suit. No prejudice would be caused to the defendant if the application is allowed.

The application is allowed.

The plaintiff is permitted to carry out the proposed amendment. The amended plaint filed with the application is taken on record.

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Ld. counsel for plaintiff prays for ex-parte ad-interim injunction.

Arguments are heard.

I am not convinced that the case is fixed for grant of ex-parte injunction.

Let summons of the suit and notice of the accompanying applications be issued for service upon the defendants.

Defendant no. 3 is also directed to inspect the properties and to submit a status report about the legality of construction, if any, being undertaken at the site, on the next date. PF shall be filed today itself.

Copy of this order be sent along with notice to MCD for compliance.

The case shall be taken up for consideration on 20.04.2026.

(Ashish Aggarwal)
District Judge-III
North-West District,
Rohini Courts, Delhi
08.04.2026