

CS DJ 663/2015 7649/16
GARIMA PANWAR Vs. DINESH KUMAR ORS

01.10.2019

Present: Sh. Sidharth, Ld. Counsel for plaintiff alongwith plaintiff.
Sh. Alok Bhachawat, Ld. Counsel for defendants
alongwith defendant no. 1.

Today, the case is listed for argument on the application u/O 8 R 1 A (3) CPC of defendants as well as for admission-denial of documents and framing of issues.

Arguments heard on the aforesaid application.

During the course of the arguments, Ld. Counsel for plaintiff submitted that he has no objection if the application of the defendants is allowed subject to heavy cost.

Now taking into consideration the no objection of Ld. Counsel for plaintiff and the fact that the documents relied upon by the defendants are public document, the application of the defendant stands allowed. Application disposed of accordingly.

Parties have not come forward for admission-denial of documents.

From the pleadings of the parties, following issues are

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framed for adjudication: -

1. *Whether the plaintiff is in continuous and exclusive possession of the suit property from the date of its purchase i.e. since the year 2010? OPP.*
2. *Whether the plaintiff was illegally dispossessed on 28.06.2015? OPP*
3. *Whether the plaintiff is entitled to decree of possession of the suit property? OPP.*
4. *Whether the plaintiff is entitled to decree of permanent injunction in terms of prayer clause (c)? OPP.*
5. *Whether the plaintiff is entitled to decree mesne profit / damages, if so at what rate and for which period? OPP.*
6. *Relief.*

No other issue arises or pressed upon.

Be put up for PE on **15.01.2020**. Let advance copy of affidavit of witness of plaintiff be supplied to defendant at least one week before next date of hearing, failing which a cost of Rs.2000/- shall be imposed on the plaintiff. List of witnesses be also filed by both the parties within 15 days from today.

(Mohinder Virat)
ADJ-02/SE/Saket/New Delhi