

CS DJ 290/2016 10406/16
SURENDER Vs. AJAYBIR ANOTHER

14.08.2019

Present: Sh. A.K. Singh, Ld. Counsel for plaintiff.
Sh. A.K. Sen, Ld. Counsel for defendant no. 1 alongwith
defendant no. 1.
Sh. Rajeev Bhardwaj, Ld. Counsel for defendant no.
2/SDMC.

Today the case is listed for arguments on the application for the plaintiff u/O 39 R 1 & 2 CPC. However, during the course of arguments Ld. Counsel for defendant no. 1 has submitted that defendant no. 1 shall not make any illegal and unauthorized construction in the suit property till the final disposal of the case.

In view of the aforesaid, Ld. Counsel for plaintiff submitted that in light of the statement made by the Ld. Counsel for defendant no. 1, the application of the plaintiff stands disposed of accordingly.

From the pleadings of the parties, following issues are framed for adjudication: -

***1. Whether the suit of the plaintiff is barred by the law of limitation?
OPD.***

2. *Whether the plaintiff is entitled for decree of declaration as prayed for? OPP*

3. *Whether the plaintiff is entitled for decree of possession as prayed for? OPP.*

4. *Whether the plaintiff is entitled for permanent and mandatory injunction as prayed for? OPP.*

5. *Relief.*

No other issue arises or pressed upon.

Be put up for PE on **25.11.2019**. 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
14.08.2019