

03.02.2023

Present: Sh.Rishabh Adv. Ld. Proxy counsel for plaintiff.
Ms.Samapika Biswas Adv. Ld. Counsel for all the
proposed LR's of defendant no.1.
Sh.N. K. Sharma Adv. Ld.counsel for defendant
no.2.
Heard on the impleadment application. Defendant no.1
has died on 09.07.2022.

This is a suit for possession. Since the right to sue
survives, therefore, all the three LR's of defendant no.1 are taken on
record. Impleadment application is allowed.

Let the proper amended memo be filed as the amended
memo filed with the application is not proper.

Written statement is not filed by the defendant no.2 till
date. Ld. Counsel for defendant no.2 submits that defendant no.2 shall
file the written statement during the course of the day. D-2 can file the
same at his own risk.

Ld. Counsel for LR's of defendant no.1 are directed to
file the written statement within a period of 4 weeks and advance copy
being supplied to the opposing counsel.

At this stage, at joint request, matter is referred to
Mediation Cell, Saket, New Delhi.

Both the parties are directed to appear before Ld.
Mediator, Saket, New Delhi on **15.02.2023 at 02.00p.m.**

**LR's of defendant no.1 undertake, without prejudice,
not to create any third party interest in the suit property till next
date of hearing.**

In view of the same, put up for completion of pleadings,
filing of affidavit of admission denial and framing of issues on
13.04.2023.

(Munish Markan)
ADJ-02(SE)/District Courts, Saket,
New Delhi/03.02.2023