

Item No. 02

CS DJ No. 979/19

Omi Chand (since deceased) through LRs v. Sudha Sharma

21.11.2025

Present: Sh. Rajesh Kumar (through video conferencing),
learned counsel for plaintiff.

Sh. Nitin Arora, learned counsel for defendant.

Submissions heard. Record perused.

On request of learned counsel for plaintiff, be
awaited.

[Kuldeep Narayan]
District Judge – 02
South-East, Saket, Delhi
21.11.2025 / bh

At 11.50 a.m.

Present: Sh. Rajesh Kumar, learned counsel for plaintiff.

Sh. Nitin Arora, learned counsel for defendant.

Submissions heard. Record perused.

Vide order dated 26.03.2021 consequent upon the
death of plaintiff, application under Order 22 Rule 3 CPC was
allowed, LRs of plaintiff (since deceased) were made party to the
suit and amended memo of parties was directed.

Today, amended memo of parties filed through
application is not proper.

Proper amended memo of parties be filed on or
before the next date of hearing with advance copy to the opposite
side.

Learned counsel for plaintiff again seeks some time
to move appropriate application to amend the plaint qua valuation

for the relief of possession and undertakes to supply the copy of any such application to the opposite counsel well in advance.

In view of the submissions and in the given circumstances, a cost of Rs. 1,000/- is imposed on the plaintiff for causing delay, to be paid to the defendant on the next date of hearing.

Vide order dated 20.01.2023, it was directed that common evidence would be led in the present suit as well as the cross suit seeking specific performance bearing No. CS DJ 400/2020 as common question of facts are involved in both the cases.

It is clarified that the present suit i.e. CS DJ No. 979/19 shall be the lead case in which evidence will be led by both the parties which will be read in both the suits.

List the case for further proceedings on 16.03.2026.

[Kuldeep Narayan]
District Judge – 02
South-East, Saket, Delhi
21.11.2025 / bh