

**RAJESHWAR KUMAR Vs. SATESHWAR KUMAR AND
ORS**

28.05.2024

At 12:14pm

Present: Sh. D.K. Santoshi, Ld. Counsel for plaintiff
along with plaintiff in person.

Sh, Vijay Waghe, Ld. counsel for D-1.

D-2 and D-3 are yet to be served.

D-4 and D-5 in person.

Sh. Vijay Singh and Sh. Vinod Kumar, Ld. counsels
for D-6.

Sh. Srinivas, AE in the building department of
MCD/D-7 appeared on behalf of MCD/D-7 in
person.

Copy of plaint along with documents supplied to
Srinivas, AE.

Srinivas, AE submits that he has inspected the suit
property today and he will file his status report on or before the
NDOH.

No WS on behalf of D-4 to D-6 filed till date despite
opportunity granted.

In the interest of justice, last and final opportunity is
granted to D-4 to D-6 to file WS along with affidavit of
admission and denial of documents within 15 days from today
with an advance copy to plaintiff.

(2)

Application under Order VII Rule 11 r/w Section 151 filed on behalf of D-1.

Ld. counsel for D-1 submits that he needs some time to satisfy this court how the present application is maintainable.

Plaintiff would be at liberty to file replication, if any to Written Statements of D-4 to D-6 within 15 days thereafter with an advance copy to D-4 to D-6.

Plaintiff and D-1 are directed to file affidavits of admission and denial of documents within 30 days from today with an advance copy to other side.

Parties are directed to produce original documents and file proposed issues on the NDOH.

Summons issued to D-2 received back with the report that D-2 is not residing at the given address and the same has been let out.

Plaintiff is directed to file additional address of D-2, if any.

Fresh summons be issued in the present suit upon D-2 and D-3 and notice of the application under Order XXXIX Rule 1 and 2 CPC through concerned Ld. Principal District & Sessions Judge on filing of PF/RC/Courier,returnable for the NDOH.

In case of refusal/non-availability/lock, service be effected by affixation. Photographs be also taken and filed on record.

Dasti summons be also issued.

(3)

Put up for compliance, completion of pleadings, admission and denial of documents and framing of issues on **09.08.2024.**

Date is given as per the convenience of Ld. counsels.

(Deepanker Mohan)
District Judge-04
Shahdara District/KKD Courts/Delhi
28.05.2024