

15.10.2024
AT 03:41 PM

Present: Sh. Trilok Chand, Ld. Counsel for plaintiff along with plaintiff in person.
Sh. Sunil Kumar, Ld. Counsel for D-1 along with D-1 in person.
Sh. Naveen Singla, Ld. counsel for D-2/MCD

Ld. Counsel for D-1 on instructions submits that he wants to withdraw the application under Section 151 CPC filed by D-1.

In view of the submissions, the application under Section 151 CPC filed by D-1 stands dismissed as withdrawn.

The application is accordingly disposed off.

Ld. Counsel for D-1 submits that plaintiff has not filed the original title documents of the property in question despite direction passed vide order dated 20.07.2024.

Ld. Counsel for plaintiff on instructions submits that plaintiff has filed copies of additional documents on 20.03.2019. He further submits that plaintiff is not in possession of the original title documents. He further submits that the said documents are available with the DDA and he will prove the said documents in accordance with law during evidence by summoning the witness from DDA. Plaintiff is directed to appear in person for giving his statement in this regard.

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Ld. Counsel for plaintiff submits that till date D-2 has not fully complied the order dated 24.08.2023.

Ld. Counsel for D-2 submits that MCD has already taken demolition action qua the property in question. He further submits that D-2 has punctured the illegal construction carried out on the property in question. He further submits that he will again file a status report within 30 days from today.

Let fresh status report be filed by D-2 within 30 days from today.

Put up for compliance, appearance of plaintiff and arguments on the application under Order XIII Rule 1 CPC and application U/s 151 CPC filed by plaintiff on 19.11.2024.

(Deepanker Mohan)
District Judge-04
Shahdara District/KKD Courts/Delhi
15.10.2024