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CS DJ ADJ 41/21
SAROJ DEVI Vs. UMA DEVI AND ANR.

27.02.2023

Present: Sh. Sanjay Singh, Ld. LAC for Plaintiff along
with Plaintiff.
Sh. Himanshu, Ld. Proxy Counsel for
Defendants.

Today, the affidavit has been filed on behalf of Defendant no. 2 stating that the original documents of the suit property are deposited with IIFL Home Loans Finance and along with the said affidavit, the photocopy of the final sanction letter and letter dated 06.10.2022 issued by the said NBFC confirming the fact that the sale deed and one Will with respect to the suit property is in their possession.

Let court notice be issued to IIFL Home Loans Ltd. at their office at Udyog Vihar, Phase IV, Gurugram, Haryana for bringing the original sale deed dated 03.10.2012 as well as the original Will dated 18.10.2018 before this Court.

As per the home loan record, loan has been executed in favour of one Rekha Bisht, however, no such mention has come of such fact in the WS as it has been averred that the property was purchased jointly in the name of the Defendant no. 1 and Plaintiff. The Defendants are directed to file an affidavit in this regard and to appear before the Court for examination under Order X of CPC on the next date of hearing.

Put up for purpose fixed as aforesaid and further proceedings on **22.05.2023**.

(DIVYANG THAKUR)
ADJ-03/ SOUTH-WEST
DWARKA/ NEW DELHI
27.02.2023 (A)