

18.04.2023

Present: Sh. Mohit Gupta, ld. Counsel for the plaintiff.
Sh. Lalit M. Gandharva, ld. Counsel for L.Rs of D-1 and D-3.
Sh. Anup Kundra, ld. Counsel for defendant no. 2 (A).
Sh. Ishwar Singh, ld. Counsel for D-2 B(1) & B(2).

Pursuant to the directions given on the last date of hearing, plaintiff has moved an application seeking appointment of Local Commissioner for auctioning the suit property by way of a public auction. Names of three retired Additional District Judges have been mentioned in the application, who as per the plaintiff, would be willing to act as a local commissioner. Copy of the application has been supplied to the defendants who have no objection if the present application is allowed. Consequently, Mr. V.K. Malhotra (retired) ADJ is appointed as Local Commissioner, with the consent of the parties. His fees is fixed as Rs. 50,000/-, to be shared by the parties. Ld. Counsel for L.Rs defendant D-1 & D-3 however, submits that he may be given one opportunity to find a buyer who would be willing to pay the market price i.e. actual market value of the suit property. Allowed as requested. The ld. Local Commissioner is directed to initiate the process in the meanwhile for public auction of the suit property but keeping in view the request recorded above.

Put up again on 25.05.2023 for further proceedings. Copy of the order be given dasti to ld. Counsel for the parties.

(Ajay Gulati-I)
ADJ-02, WEST
18.04.2023