

17.03.2025

Present: Ms. Rajini Chauhan, Ld counsel for the plaintiffs along with plaintiffs in person.
Sh. Raj Kumar Chadiwal, Ld counsel for the defendant no. 2.

Vakaltnama has been filed on behalf of the defendant no. 2/Sh. Suresh Kumar.

As per report of the process server, defendant no. 1, 3 & 4 are unserved.

Put up at **2.10 PM** for further proceedings.

(SHIV KUMAR)
DJ-02 (W)THC:Delhi
17.03.2025

At 2.10 PM

Present : Ms. Rajini Chauhan, Ld counsel for the plaintiffs along with plaintiffs in person.
Sh. Raj Kumar Chadiwal, Ld counsel for the defendant no. 2 through VC.

Service affidavit has been filed on behalf of the plaintiffs.

Summons sent to defendant no. 1, 3 & 4 through speed post have been received back unserved with the report that no such persons reside at the given address.

D-5 has been served but none has appeared on behalf of D-5.

Ld counsel for defendant no. 2 seeks time to file reply of application filed under order 39 rule 1 & 2 CPC as well as written statement.

In the meanwhile, defendant no. 2 is restrained from transferring or creating third party upon the suit property till NDOH.

Defendant no. 5/Sub-registar, Basaidarapur, Delhi, is directed not to deal with the suit property till NDOH.

Defendant no. 2 is the brother of defendant no. 1 & 3. Defendant no. 2 is directed to file affidavit regarding his relations as well as his visiting terms with other defendants and complete address of defendant no. 1 & 3, within 5 days with advance copy to Ld counsel for the plaintiff.

Ld counsel for the plaintiff is directed to file fresh address of the defendant no.4.

On filing of fresh address of defendant no. 1, 3 & 4, fresh summons of the suit for settlement of issues and notice of the application under order 39 rule 1 & 2 CPC be issued to the defendant no. 1, 3 & 4, on filing of PF/RC. *Summons of the said defendants be given dasti to Ld counsel for the plaintiff.*

Put up for consideration of application filed under order 39 rule 1 & 2 CPC on **03.04.2025**.

Copy of this order be given dasti to ld counsel for plaintiff, as prayed for.

(SHIV KUMAR)
DJ-02 (W)THC:Delhi
17.03.2025