

Civ DJ 419/22

GURBIR SINGH Vs. JASMINE KAUR AND ORS

15.09.2022

Present : Sh. Kuljeet Rawal, Id. counsel for plaintiff.
Sh Iqbal Singh, Id. counsel for defendant nos. 1 to 3.

Vakalatnama filed on behalf of defendant nos. 1 to 3.

Written statement not filed by the defendant.

Counsel for defendant seeks time to file written statement. Counsel for plaintiff objects to filing of written statement as it is not filed within 30 days. Let written statement be filed by the next date of hearing.

Heard on the application under Order 39 Rule 1 & 2 CPC.

During course of arguments, Id. counsel for defendants submits that defendant nos.1 to 3 are in possession of the suit property i.e. two room set, delineated in red colour in the site plan out of the property no.37, West Avenue Road, Punjabi Bagh, New Delhi. He further submits that defendant no. 1 to 3 shall not sell, part with possession, alienate or create third party interest in the suit property during the pendency of the present suit and they have no objection if the application under Order 39 Rule 1 & 2 CPC is allowed. Separate statement of counsel for defendants nos. 1 to 3 recorded to this effect.

In view thereof, application under Order 39 Rule 1 & 2 CPC is allowed. Defendant nos.1 to 3 are restrained from selling, parting with possession, alienating or creating third party interest in the suit property i.e. two room set, delineated in red colour in the site plan out of the property no.37, West Avenue Road, Punjabi Bagh, New Delhi during pendency of the suit.

Put up for filing written statement on **22.10.2022**.

(Manish Sharma)
Additional District Judge-01(West)
Tis Hazari Courts, Delhi