

20.12.2022

Present: Sh. Sumit Gaba, Ld. counsel for plaintiff
Sh. S. N. Thakur, Ld. counsel for all defendants

Matter has been listed today for framing of issues. Plaintiff has sought partition of property no. EX-B-34 & 35, BE Block, Hari Nagar, New Delhi with a prayer that she should be handed over 2/3rd share in both the above properties. Defendants however have opposed the prayer on the ground that they are the absolute owners of the suit property. Consequently, following issues arise for adjudication:

- 1. Whether plaintiff is entitled to seek partition of properties nos. EX-B-34 & 35, BE Block, Hari Nagar, New Delhi ? OPP**
- 2. In case issued no. 1 is decided in favour of the plaintiff, is she entitled to 2/3 rd share each in the above said properties? OPP**
- 3. Whether plaintiff is entitled to permanent injunction thereby restraining the defendants and their associates from creating third party interest in the above said properties? OPD**
- 4. Whether the suit is without any cause of action in as much as the defendants are absolute owners of the properties sought to be partitioned? OPD**
- 5. Relief**

No other issue arises or pressed.

Ld. counsel for the plaintiff is directed to file list of witnesses within 15 days from today.

Put up on 11.04.2023 for P.E by way of affidavit. Ld. counsel for the plaintiff is directed to supply copies of the affidavit of plaintiff's witnesses, at least one week prior to the next date of hearing to ld. counsel for the defendants.

(Ajay Gulati-I)
ADJ-02, WEST
20.12.2022