

SHANKER DASS FALWARIA Vs. PRADEEP KUMAR

14.03.2026

**Case file was listed on 02.03.2026 and is taken up today as per the notification no. 64/F-4/Gen-I/DHC dated 27.02.2026 issued by Hon'ble High court of Delhi as 02.03.2026 was declared as holiday.**

Present: Ms. Swenka Tripathi, Ld counsel for the plaintiff through VC.  
Plaintiff in person.  
Ms. Parul Dureja, Ld counsel for the defendants.

Arguments heard on the application filed under order 1 rule 10 CPC regarding deleting the defendant no. 2 from the array of parties.

As per plaintiff, the deal was entered between the plaintiff and both defendants for selling the suit property and defendant no. 2 has also put her signatures on the agreement to sell dated 11.10.2021 as a witness.

As per plaintiff, the defendant no. 1 has gifted the suit property to defendant no. 2. Defendant no. 1 & 2 are husband and wife.

In the opinion of the court, the defendant no. 2 is the proper party in the present case for effectively disposing of the present suit. Therefore, application filed by the defendant no. 2 under order 1 rule 10 CPC stands dismissed.

Plaintiff is allowed to file replication before NDOH with advance copy to ld counsel for the defendants.

Parties are directed to file affidavit of admission/denial of documents before NDOH by supplying advance copy to each other.

Put up for completion of pleadings and for receiving affidavit of admission/denial of documents on **14.05.2026**.

(SHIV KUMAR)  
DJ-02 (W)THC:Delhi  
14.03.2026