

21.09.2023

This case has been listed before the undersigned for the first time since the undersigned has joined the present posting on 31.08.2023.

At this stage, at 12.30 pm, matter is taken up on the request of Ms. Vasu Singh, Ld counsel for JD no. 2/ MCD.

Present: Sh. Manish Tawar, Ld. Counsel for the DH.
Ms Vasu Singh, Ld. Counsel for the JD no. 2/MCD.
Sh. Hemant Kumar SSA, L&E Department, SPM, Civil Centre, MCD.

Ld counsel for MCD submits that they have deposited 50 per cent of the decretal amount in compliance of Hon'ble High court of Delhi order.

Put up for orders on pending applications for substitution of LRs of late Sh. Yudhvir Singh and Sh Yatish at 2.30 pm.

(SHIV KUMAR)
ADJ-02, West Distt.Tis Hazari Courts
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At 2.30 pm.

Present: Sh. Deepak Sharma, Ld proxy counsel for DH.

Sh. Pawan Kumar, Ld counsel for LAC/JD no 1 through VC.

Ld counsel for DH submits that two applications regarding impleading the LRs of deceased DH no 30, Sh Yudhvir Singh Chauhan and deceased DH 5, Sh. Yatish are pending for disposal. As per previous order-sheets, reply of application for substitution of DH no. 30 and DH-5 have already been filed by LAC.

Ld counsel for DH submits that DH no. 30 Sh. Yudhvir Singh Chauhan has died on 21.09.2020 and has left behind legal heirs namely Smt. Vimla Chauhan, Sh Avinash Chauhan and Smt. Deepika. He further submits that there is no other legal heir of DH no. 30. This fact is also verified by Sh Prem Chand, Tehsildar, Saraswati Vihar and he filed his verification report dated 18.10.2022 in the court.

Submissions heard. Report perused.

As per verification report filed on behalf of Tehsildar, Saraswati Vihar, there are only three LRs of deceased, Yudhvir Singh Chauhan i.e. Vimla Chauhan (wife), Avinash Chauhan (son) and Smt Deepika (daughter). In view of the same, the application of the DH regarding impleading LRs of deceased Sh. Yudhvir Singh is allowed and abovesaid LRs are impleaded in the present execution as LRs of deceased Sh. Yudhvir Singh.

Ld counsel for DH submits that DH no 5, Sh. Yatish has died on 05.06.2023 and has left behind legal heirs namely Sh Manish Verma and Ms Garima Verma. He further submits that there is no other legal heir of DH no. 5. This fact is also verified by Sh Bhikha Ram Meena, ADM/LAC (West) and Chandan Singh Rawat, Tehsildar, Patel Nagar and reports on their behalf were filed in the court.

Submissions heard. Report perused.

As per verification report filed on behalf of Sh Bhikha Ram Meena, ADM/LAC (West) and Chandan Singh Rawat, Tehsildar, Patel Nagar, there are only two LRs of deceased, Sh. Yatish i.e. Sh Manish Verma (son) and Ms Garima Verma (daughter). In view of the same, the application of the DH regarding impleading LRs of deceased Sh. Yatish is allowed and abovesaid LRs are impleaded in the present execution as LRs of deceased Sh. Yatish.

Ld counsel for DH has sought time to file the appropriate application to release the decretal amount deposited by the JD before Hon'ble High court of Delhi.

Ld counsel for DH is directed to file amended memo of parties.

Put up for further proceedings on **12.12.2023**.

(SHIV KUMAR)
ADJ-02, West Distt.Tis Hazari Courts
Delhi:21.09.2023 (SA)