

SMT SUNITA ARORA Vs. LALITA SACHDEVA

21.02.2024

Present: Sh. Manish Sharma, Ld counsel for the plaintiff.
D-2 and D-3 in person.

As per report of the process server, the defendant no. 1, 2, 3 and 5 have been served. The summons of D-4 has not been received back and ld counsel for the plaintiff has not provided the adequate stamps for his service through RC.

Ld counsel for the plaintiff has not given address of D-6 in the memo of parties, due to which, summons have not been issued.

The defendants are at liberty to file Written statement as per stipulated period provided under order 8 CPC with advance copy to ld counsel for the plaintiff.

Ld counsel for the plaintiff submits that D-6 is a performa defendant and he has not sought any relief against him. If plaintiff is not seeking any relief against the defendant no. 6 then he should move application for deletion of defendant no. 6 from the array of parties or else provided his address for service.

Put up on **01.05.2024** for reply as well as consideration of application under order 39 rule 1 & 2 CPC.

The present suit is a suit for partition and for the purpose of protecting the suit property, the defendant no. 2 & 3 are restrained from creating third party interest upon the suit property till NDOH.

(SHIV KUMAR)
ADJ-02, West Distt.Tis Hazari Courts
Delhi: 21.02.2024