

07.08.2025

Fresh case received by way of assignment. It be checked and registered.

Present: Ld. Counsel for Plaintiff.

Issue summons of the suit and notice of the injunction application to the defendant, on filing of PF, returnable for 10.09.2025.

Application under Order 39 Rules 1 & 2 of CPC.

This is a suit for specific performance.

That the plaintiffs and defendant entered into a written Agreement to Sell dated 06.03.2023, whereby the defendant agreed to sell the plot of land bearing Khasra No.43, situated in the old Lal Dora of Village Asalat Pur Khawad, South West Delhi, Delhi-110043, admeasuring 85 Sq. Yards (hereinafter referred to as suit property) for a total consideration of Rs.21 Lacs, to the plaintiff.

It is informed that Rs.20 Lacs was already advanced as a loan to the defendant and only Rs.1 Lac is required to be paid.

The agreement was entered on 06.03.2023. It is claimed that the defendant is now reneging from the contract.

In these circumstances, plaintiff has made out a prima facie case. Balance of convenience is also in favour of the plaintiff and irreparable harm and injury may be caused to the plaintiff if ex-parte order is not granted in favour of the plaintiff. Accordingly, defendant, his agents, servants, relatives, etc. is restrained from constructing, selling, parting with, alienating,

creating any third party interest in the suit property till the next date of hearing.

Compliance of Order 39 Rule 3 of CPC be made within 2 days.

Order dasti.

(HARJYOT SINGH BHALLA)
DJ-03, SOUTH-WEST, DWARKA
NEW DELHI/07.08.2025