

IN THE COURT OF CIVIL JUDGE (JUNIOR DIVISION)
JALANDHAR
(PRESIDED OVER BY SHRI DEEPAL SINGH),
(UID No. PB0468)

CIS Case No.	FD 05/2016
CNR No.	PBJL02-000795-2016
Date of Instt.	24.02.2016
Date of Decision	23.02.2021

1. Vijay Kumar son of late Shri Munshi Ram,
 2. Vikram Kumar son of late Shri Munshi Ram,
- Both residents of H. No. ES-54, Dhobi Mohalla, Model Town,
Road, Jalandhar

--- Applicants/plaintiffs

Versus

1. Parmod Chander son of Late Shri Munshi Ram, resident of H. No. ES-54, Dhobi Mohalla, Model Town Road, Jalandhar
2. Chandan wife of Shri Munshi Ram, daughter of Sh. Mangat Ram, resident of 21-C, D.D.A, M.I.G, Flats, Sector-6, Pocket-11, Dwarka, New Delhi.

Respondents/defendants

***[Application for passing final decree in Civil Suit No.1364/2015,
instituted on 28.08.2014, the preliminary decree of which was
passed by this Hon'ble Court vide judgment and decree dated
09.12.2015]***

Present: Applicants/plaintiffs with their counsel Shri Gurvinder Arora, Advocate
Respondent/defendant No.1 Parmod Chander with his counsel Shri Gopal Thakur, Advocate

DEEPAL SINGH, PCS,
CJ(JD), JALANDHAR,
UID No. PB 0468

Respondent No.2 exparte

ORDER

1. This order of mine shall dispose of an application of final decree which has been filed by applicants/plaintiffs Vijay Kumar and Vikram Kumar in respect of Civil Suit No.1364/2015 decided on 09.12.2015.

2. In nutshell facts of the application are that applicants Vijay Kumar and Vikram Kumar had filed suit for partition against Parmod Chander and one Chandan and applicants along with Parmod Chander were declared owners of the property i.e. property bearing No.ES-54, Dhobi Mohalla, Model Town Road, Jalandhar City as shown in the site plan and bounded as:

East:	Road,
West:	Road,
North:	Road
South:	Property of Raj Kumar

And house bearing No.A-5/A101, Janta Flats , Pankah Road, Janakpuri, New Delhi as shown in the site plan as under:

East:	Road
West:	House of others
North:	House of Ramesh Kumar and others
South:	House of others

to the tune of 1/3rd share each.

3. During the course of proceedings local commissioner had submitted his inspection report along with mode of partition to the Court, which is on the record as Ex.PA. Property situated at Jalandhar was divided into three portions and was coloured as green, red and yellow respectively. The property situated at Delhi due to its length and breadth was found to be impartible and was proposed to be sold.

4. In view of report all the three brothers arrived at mutual agreement that portion shown in red colour in the site plan is to be given to Vikram Kumar, the portion shown green in colour in site plan is to be given to Vijay Kumar and portion shown yellow in colour in site plan is to be given to Parmod Chander. They further resolved that when market value of property situated at New Delhi will escalate they will sell the same and divide the money as per their share i.e. 1/3rd share each.

5. Hence, as per their agreement final decree is passed to the effect that portion shown in red colour in site plan is to be given to Vikram Kumar, the portion shown green in colour in site plan is to be given to Vijay Kumar and portion shown yellow in colour in site plan is to be given to Parmod Chander. Site plan appended to report Ex.PA, which is Ex.PA/1 be made part of final decree. They are further required to dispose off the property situated at Delhi as per their convenience and to divide the proceeds of sale amongst themselves as per their shares i.e. 1/3rd share each of applicants and respondent No.1. Final decree sheet be drawn

accordingly and embossed on stamp papers provided by applicants. File
be consigned to the record room after doing the needful.

Pronounced in the open Court
February 23, 2021

(Hardeep Singh)
Stenographer-II,
(Direct Dictation)

(Deepal Singh),PCS,
Civil Judge (Junior Division),
Jalandhar. UID No. PB0468

*DEEPAL SINGH , PCS,
CJ(JD), JALANDHAR,
UID No. PB 0468*