

27.09.2023

Present: Sh. Satyendra Mishra, Ld. Counsel for plaintiff.
Sh. Dinesh Kumar Sharma, Ld. Proxy Counsel for
defendant no. 1 and 6.
Sh. Hitender Shokeen, Ld. Counsel for defendant no.
5 with defendant no. 5.

Replications to the written statement of defendant
no. 1 and 6 and of defendant no. 5 are filed by Ld. Counsel for
plaintiff. Copy of the same is supplied to opposite counsels.

Pleadings are stated to be complete.

Submissions heard on the settlement of issues.

From the submissions and pleadings of the parties,
following issues are framed as arises:-

(1) Whether Sh. Prabhu Dayal was having any
ownership rights in property bearing no. D-1/79, Sector 20,
Rohini, New Delhi-110086 and after his death, they are
inheritable by his successors as claimed by plaintiff ? OPP

(2) Whether defendant no. 6 is the owner of the said
property as claimed by her ? OPD-6

(3) Whether Sh. Prabhu Dayal mortgaged the
property by deposition of ownership documents with defendant
no. 5, if so, its effect ? OPD-5

(4) Whether the plaintiff is entitled for decree of
partition of said property as claimed ? OPP

(5) Relief.

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No other issue arises or pressed for. The counsels appearing for the parties stated that there is no likelihood of the settlement of matter between the parties at this stage, as such, there is no use of referring the parties to adopt ADR means. List of witnesses be filed within 15 days by the parties.

Put up for plaintiff's evidence for **12.02.2024**.

(SUNIL CHAUDHARY)

ADJ-04/North-West

RHC/Delhi 27.09.2023