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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 50/2023 & I.A. 1445/2023, I.A. 16397/2025**

SMT ALKA BHARDWAJ

.....Plaintiff

Through: Mr. Shekhar Kumar, Mr. Harsh
Kumar, Ms. Sikha and Mr. Neel
Kumar Sharma, Advocates

versus

SMT KAMLESH DEVI & ORS.

.....Defendants

Through: None

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 14.07.2025

I.A.16397/2025 (Under Order VI Rule 17 CPC)

1. This is an application filed by the plaintiff under Order VI Rule 17 of Code of Civil Procedure, 1908 ('CPC') for amending the plaint as well as impleading proposed defendant nos. 4 and 5.
2. He states that defendant nos. 1 and 2 have sold the suit property vide sale deed dated 26.03.2025 to proposed defendant nos. 4 and 5 without making any disclosure of the pendency of the suit in the said sale deed. He states that in the absence of a disclosure the intent of Section 52 of Transfer of Property Act, 1882 has been defeated.
3. Upon steps being taken by the plaintiff, issue notice to the defendant nos. 1 and 2 and proposed defendants nos. 4 and 5 through speed post and WhatsApp. In addition, issue notice to counsels appearing for defendants via e-mode.



4. Let the reply to this application be filed within a period of four (4) weeks. In its reply, the non-applicants will explain the basis for non-disclosure of the pendency of the suit in the sale deed.
5. Rejoinder thereto, if any, be filed within a period of four (4) weeks thereafter.
6. List the matter before the Ld. Joint Registrar (J) on **21.08.2025**.

MANMEET PRITAM SINGH ARORA, J

JULY 14, 2025/rhc