



\$~20

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

+ **CS(OS) 101/2019 and I.A. 2394/2019**

SHRI MAHENDER SINGH

..... Plaintiff

Through: Mr. Amit Sherawat, Advocate with
Plaintiff in person (M: 9810147210).

versus

SMT. MAYA DEVI & ORS.

..... Defendants

Through: Mr. Faisal Naseem and Mr. Vinay
Garg, Advocates for D-1 to 4 9m:
9971936265).
Mr. Devendra Jha, Advocate for D-5
(M: 9871577060).

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

%

07.08.2019

I.A. 2395/2019 (u/O XXXIX Rules 1 and 2 CPC)

This is an application seeking deposit of rents being collected from the suit properties. There is a dispute as to which property is in whose possession, which portion is tenanted, as to what is the rent and as to who is drawing the rent from the properties. Accordingly, it is deemed appropriate to appoint a Local Commissioner to visit the properties which are as below:

- House No. 606, Old Abadi Area, near Shiv Mandir Chauhan Mohalla, Madanpur Khadar, New Delhi
- House No. 606, Vasudev Bhawan, Chauhan Mohalla, Madanpur Khadar, New Delhi
- House No.606, at old abadi Area, near Anglo Indian School, Madanpur Khadar, New Delhi-110076.
- Agricultural land measuring 1 Bigha, falling in khasra no.920 in the revenue estate of village Madanpur Khadar, New Delhi.



Colored copies of the site plans 1 to 3, be supplied by the Id. Counsel for the Plaintiff to the Local Commissioner. The Local Commissioner shall visit all the four properties and ascertain:-

- (a) Extent of construction on these properties.
- (b) Who is in occupation of these properties.
- (c) If there are any tenants, what rent they are paying and to whom.
- (d) Any documents including rent agreement or lease deed etc.

Ms. Poornika Kumari, Advocate (M: 9911629838 & 8287691318) is appointed as the Local Commissioner. Fee of the Local Commissioner is fixed at Rs.1,00,000/- to be equally divided between the parties. Let the report of the Local Commissioner be filed before the next date with advance copies to all the parties.

List on 13th November, 2019.

PRATHIBA M. SINGH, J.

AUGUST 07, 2019
MR