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

+ **CS(OS) 147/2025 I.A. 5869/2025 I.A. 5870/2025**

MRS JASPINDER KAUR ARORAPlaintiff

Through: **Mr. Anand Mishra, Advocate.**

versus

S S CON BUILD PRIVATE LIMITED & ORS.Defendant

Through: **Mr. Saurabh Karan Singh, Advocate**
for D-1,2,5 & 6.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **07.03.2025**

I.A. 5870/2025 (Application for exemption from filing complete Court Fee)

1. This application has been filed seeking exemption from filing complete Court Fee.
2. In view of the same, subject to the Court Fee being deposited in four weeks' time, the said application is allowed and disposed of accordingly.

I.A. 5871/2025 (for exemption)

1. Allowed, subject to all just exceptions.
2. Application is accordingly disposed of.

I.A. 5869/2025 (Application under Order XXXIX Rule 1 & 2 of CPC)

1. Counsel for defendant nos. 1,2,5 & 6 appears on advance notice. On a query raised by the Court as to who is in possession of the property, he states that it is in the hands of defendant no.2.



2. Accordingly, an affidavit will be filed before the next date by the counsel for defendant nos. 1,2,5 & 6, stating who is in possession of the property, along with photographs of the premises, surrounding areas, and the mall. The affidavit shall also include any documents in their possession related to the transfer of rights to defendant no. 2, as well as any accruals in favor of the answering defendants.

3. In order to ascertain the status of the current use of the property, list on 12th March 2025.

4. On the next date of hearing, *Mr. Bhupesh Kumar Dhingra*, defendant No.6 will be present in Court.

CS(OS) 147/2025

1. The plaint be registered as a suit. Issue summons. Mr. Saurabh Karan Singh, learned counsel on behalf of the defendant nos.1,2,5 & 6. He confirms the receipt of the suit paper book and waives the right of formal service of summons.

2. Written statement shall be filed within thirty days commencing from today. Upon filing of process fee, issue summons to the remaining Defendants by all permissible modes. Summons shall state that the written statement(s) shall be filed by the Defendants within 30 days from the date of receipt of summons. Along with the written statement(s), the Defendants shall also file affidavit(s) of admission/denial of the documents of the Plaintiff, without which the written statement(s) shall not be taken on record.

3. The plaintiffs are at liberty to file replications thereto within thirty days after filing of the written statements. The replications shall be accompanied by affidavits of admission/denial in respect of the documents filed by the defendant, failing which the replications shall not be taken on



record.

4. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.
5. Any party seeking inspection of documents may do so in accordance with the Delhi High Court (Original Side) Rules, 2018.
6. List before the learned Joint Registrar for completion of service and pleadings, marking of exhibits, and admission/denial of documents on 17th April 2025.
7. List before the Court on 31st July 2025.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MARCH 7, 2025/RK/bp