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

+ **CS(OS) 339/2022 & I.A. 9113/2022**

**MATA AMRITANANDMAYI MATH THROUGH AUTHORIZED
REPRESENTATIVE OM PRAKASH AGED ABOUT 53 YEARS
AMRITAPURI, P.O. KOLLAM, KERALAPlaintiff**

**Through: Mr. Om Prakash, Mr. Ashok Malik,
Mr. Chandresh Pratap and Ms. Swati
Mishra. Advs.**

versus

ANIL KUMAR JAIN & ORS.Defendants

**Through: Mr. Ankur Jain, Adv. for D-1.
Mr. Ramnesh Verma, Adv. for D-2
and D-3
SI Upender Singh, PS Vasant Kunj,
South**

+ **CS(OS) 340/2022 & I.A. 9117/2022 I.A. 11633/2022 I.A. 12628/2022
I.A. 15245/2022 I.A. 15247/2022 I.A. 17722/2022 I.A. 18962/2022
I.A. 12704/2023 I.A. 12705/2023 I.A. 12710/2023 I.A. 12766/2023
ANIL KUMAR JAINPlaintiff**

Through: Mr. Ankur Jain, Adv.

versus

MATA AMRITANANDAMAYI MATH & ORS.Defendants

**Through: Mr. Om Prakash, Mr. Ashok Malik,
Mr. Chandresh Pratap and Ms. Swati
Mishra. Advs.**

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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02.09.2024



1. Mr. Upender Singh, SI from PS Vasant Kunj, South, New Delhi is present in Court on behalf of SHO, PS Vasant Kunj (South), New Delhi. However, learned counsel for the parties state that the SHO, PS Vasant Kunj (South), New Delhi is not a party to these proceedings.

2. Accordingly, the SHO, PS Vasant Kunj, South, New Delhi is hereby exempted from further appearance. In case, any directions are to be issued, the same shall be communicated afresh through standing counsel, GNCTD.

I.A. 12710/2023(under Section 151 of CPC on behalf of defendant nos. 1 and 2 seeking condonation of delay) in CS(OS) 340/2022

1. The captioned IA has been filed by defendant nos. 1 and 2 seeking condonation of delay of 27 days in filing reply to IA 9117/2022 filed by Plaintiff under Order XXXIX Rules 1 and 2 of Code of Civil Procedure, 1908 ('CPC').

2. Learned counsel for the plaintiff states that he has no objection, if the said application is allowed.

3. For the reasons stated in the application, the same is allowed and the delay in filing reply to the application of plaintiff is condoned.

4. Accordingly, the captioned application stands disposed of.

I.A. 12766/2023(under Section 151 of CPC on behalf of defendant nos. 3 and 4 seeking condonation of delay) in CS(OS) 340/2022

5. The captioned IA has been filed by defendant nos. 3 and 4 seeking condonation of delay of 230 days in filing reply to IA 9117/2022.

6. Learned counsel for the plaintiff states that he has no objection, if the said application is allowed.

7. For the reasons stated in the application, the same is allowed and the delay in filing reply to the application of plaintiff is condoned.

8. Accordingly, the captioned application stands disposed of.



I.A. 11633/2022, I.A. 15247/2022 & I.A. 17722/2022 in CS(OS) 340/2022

9. Learned counsel for the defendant(s) state that defendant(s) have ensured that since August, 2023 there is no impediment caused to the plaintiff to access his plot of land in compliance with the order dated 06.08.2022 and he states that defendants will ensure that plaintiff continues to have ready access to his plot of land.

10. List on **07.10.2024**.

I.A. 9117/2022 (under Order XXXIX Rules 1 and 2 of CPC on behalf of plaintiff) in CS(OS) 340/2022

11. Learned counsel for the plaintiff states that for the assistance of this Court, he will prepare a site plan duly indicating the plots of plaintiff, defendants and the neighbor in its existing position. He states that in this site plan, he will also demarcate the area (approximately measuring 75 sq. yards), which as per the plaintiff has been encroached upon by the defendant(s).

12. It is directed that the plaintiff will be at liberty to measure the disputed area of land, which is currently under the possession of the defendant(s). Learned counsel for the defendants state that defendants will extend all co-operation to the plaintiff in measuring the disputed land area.

13. List on **07.10.2024**.

MANMEET PRITAM SINGH ARORA, J
SEPTEMBER 2, 2024/hp/MG

[Click here to check corrigendum, if any](#)