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

+ **CS(OS) 377/2022**

WASEEM AHMED

..... Plaintiff

Through: Mr.S.D.Ansari with Mr.I.Ahmed,
Advocates alongwith plaintiff.

versus

NASIM AHMED & ORS.

..... Defendant

Through: None

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

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24.06.2022

I.A. 9830/2022EXE.

Exemption allowed subject to all just exceptions.

Application stands disposed of.

I.A. 9831/2022EXE.

Exemption allowed subject to all just exceptions.

Application stands disposed of.

CS(OS) 377/2022

This is a suit for Partition and Permanent Injunction.

The plaintiff has prayed as under :-

*“(a) a decree of Partition with costs, be passed in
favour of the plaintiff and against the defendants
thereby partitioning the property bearing No. 559-563,*



situated Fasil Raod, Lahori Gate, Delhi-110006 and the 1/10th undivided share of the plaintiff be separated by metes and bounds or any other mode as this Hon'ble Court may deems fit and proper.

(b) a decree of permanent injunction with costs, in favour of the Plaintiff and against the defendants thereby restraining the defendants their agents, attomey(s), assignees, representatives etc. from creating any obstruction, hindrance, interference, or disturbance in the peaceful use and occupation of the shop situated on ground floor of property bearing no.559-563, Fasil Road, Lahori Gate, Delhi-110006 in any manner whatsoever and dispossessing the plaintiff there from without adopting due process of law and further from selling, alienating, transferring, or creating third party interest in the property bearing No. 559-563, Fasil Road, Lahori Gate, Delhi-110006 in any manner without first partitioning the suit property and/or without the written consent of the plaintiff.”

Issue notice to the respondents through all permissible modes for 03.08.2022.

I.A. 9829/2022 (STAY)

An application for *ad-interim* injunction has also been moved.

Issue notice of the application to the respondents through all permissible modes. Parties are directed to maintain *staus-quo* till next date of hearing.

**DINESH KUMAR SHARMA, J
(VACATION BENCH)**

JUNE 24, 2022

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