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

+ **RFA(OS) 16/2022 & CM No. 37864-65/2022**

SMT. SHAMPA GHOSH Appellant
Through: **Mr. Nalin Tripathi, Advocate**

Versus

SH ALOK KUMAR DEY & ORS. Respondents
Through: **Mr. Debajyoti Banerjee &**
Mrs. Sumedha Halder, Advocates
for respondent No.1
Mr. R K Sachdeva, Advocate for
respondent No.2

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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30.08.2022

1. The present appeal has been preferred under Section 96 r/w Section 10 of Delhi High Court Rules against the judgment and decree dated 12.10.2017 passed by this Court in CS (OS) 77/2016, titled as *Kamla Dey & Ors. Vs. Smt. Deboshree Biswas & Anr.*
2. Learned counsel for petitioner submits that the impugned judgment and decree has been obtain under fraud and appellant has preferred an appeal bearing CS(OS) No. 376/2020, titled as *Shampa Ghosh Vs. Alok Kumar Dey & Ors.* seeking partition and permanent injunction of subject property being B-127, Chitranajan Park, New Delhi, which is pending consideration.



3. During the course of hearing, learned counsel representing both the sides have consented that the present appeal be adjourned *sine die* till the outcome of CS(OS) No. 376/2020.

4. The present petition and pending applications are according adjourned *sine die*.

SURESH KUMAR KAIT, J

SAURABH BANERJEE, J

AUGUST 30, 2022
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