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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 568/2021**

MANISH RACHHOYA Plaintiff
Through: Mr.Vishal Maan, Advocate

versus

KAMAL KANT RACHHOYA Defendant
Through: Mr.Swastik Singh and Mr.Atul Singh,
Advocates

CORAM:
HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **28.03.2023**

I.A. No. 6039/2023 (Under Order VII Rule 10 CPC)

1. The present application under Order VII Rule 10 of the Code of Civil Procedure, 1908 has been filed on behalf of the defendant seeking return of the plaint submitting to the effect that as per the plaint, the plaintiff has overvalued the suit property to be Rs.2,00,00,000/- to bring the instant suit within the pecuniary jurisdiction of this Court.
2. It is further submitted that the documents filed with the plaintiff clearly show that the plaintiff has deliberately overvalued the suit property and that as per the Registered Gift Deed dated 24th September, 2021 the value of the property is Rs.81,14,688/-.
3. Heard the learned counsel appearing for the defendant.
4. Issue notice of the application to the non-applicant/plaintiff.
5. The learned counsel appearing for the non-applicant/plaintiff on advance notice accepts notice of the application and prayed for four weeks'



time to file reply to the application. Let the same be filed within a period of four weeks, as prayed. The rejoinder, thereto, if any, be filed within a period of two weeks thereafter.

6. List on 22nd August, 2023.

CS(OS) 568/2021 and I.A. No. 1134/2023

List the present suit along with all the pending application on 22nd August, 2023.

MARCH 28, 2023
SV/UG

CHANDRA DHARI SINGH, J

Click here to check corrigendum, if any