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

+ **CS(OS) 561/2022**

M/S NU-STORES PVT. LTD.

.....Plaintiff

Through: Mr. Pankaj Vivek, Mr. Atul Tripathi,
Mr. Naveen Malik, Advs.

versus

M/S MARVELOUS EXPORTS PVT. LTD. & ORS.....Defendants

Through: Mr. Gaurav Sareen, Mr. Vineet
Jhanji, Mr. Imran Moulaey, Advs.
Mrs. Reena Toppo, SDM, Vasant
Vihar alongwith

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **13.09.2024**

1. Mrs. Reena Toppo, SDM, Vasant Vihar is present in Court.
2. The SDM is directed to visit the land, which is under the occupation of defendant no. 1 on 19.09.2024 at 11:00 AM, to verify the stand of defendant no. 1 that it is in physical possession and occupation of the lands [(i) agricultural land measuring 2 Bighas and 7 Biswas, bearing Khasra. No. 719 min(1-15), 722 min(0-12) and (ii) agricultural land measuring 1 Bigha and 11 Biswas, bearing Khasra No. 720 min(1-0), 721 min(0-11), both situated in village Malikpur Kohi alias Rangpuri, Tehsil Mehrauli, New Delhi].
3. The learned counsel for defendant no. 1 states that defendant no. 1 purchased the aforesaid land vide two (2) separate sale deeds, both dated 19.03.1993 and copies of the said sale deeds have already been provided to



the SDM.

4. SDM will confirm if the land under occupation of defendant no. 1 matches with the details mentioned in the sale deeds of 19.03.1993. SDM will also report if the land under the control of defendant no. 1 is bounded and report on the extent of construction standing on the land.

5. It is directed that after completing the verification of the aforesaid land [i.e., under the control and possession of defendant no. 1], the SDM shall examine the four (4) sale deeds filed by the plaintiff in these proceedings to ascertain whether the lands mentioned in the said four (4) sale deeds are under the control and occupation of defendant no. 1 herein.

6. The parties are directed to ensure that the legible copies of four (4) sale deeds relied upon by the plaintiff and two (2) sale deeds relied upon by defendant no. 1 are furnished in the office of the SDM on 17.09.2024 before 01:00 PM.

7. The representative of the plaintiff and defendant no. 1 shall remain present at the aforesaid land of defendant no. 1 on 19.09.2024 at 11:00 AM.

8. It is made clear that if plaintiff's representative is not present then the SDM is at liberty to proceed with the inspection, whereas, defendant no. 1 undertakes that he will be present. The said statement of defendant no. 1 is taken on record.

9. The SDM is directed to file its report three (3) days before the next date of hearing and to join the proceedings through video conferencing on the next date of hearing.

10. List on 03.12.2024 at 01:00 PM.

11. The digitally signed copy of this order, duly uploaded on the official website of the Delhi High Court, www.delhihighcourt.nic.in, shall be treated



as a certified copy of the order for the purpose of ensuring compliance. No physical copy of order shall be insisted by any authority/entity or litigant.

MANMEET PRITAM SINGH ARORA, J

SEPTEMBER 13, 2024/hp/MG

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