



\$~

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

+ **RFA 167/2010**

YASHVIR SINGH

..... Appellant

Through: Mr. Ashok Kumar for Mr.
Prasoon Kumar, Advs.

versus

RAMPHAL TYAGI

..... Respondent

Through: Mr. Nalin Triapthi, Adv.
Ms. Geeta Tyagi/surety, Mr.
Manoj Tyagi in person

CORAM:

REGISTRAR GENERAL SH. RAVINDER DUDEJA

ORDER

%

25.04.2022

1. Learned counsel for the respondent has placed on record affidavit dated 28.02.2022 alongwith photographs of the property and its geolocation with coordinates.
2. Ms. Geeta Tyagi/surety is present and submits that she is the absolute owner of the front portion of the Ground Floor (without roof rights), admeasuring 296.66 sq. yds approx. and one room on the second floor admeasuring 28.69 sq. yds comprising in the property bearing No. WZ-505, part of Khasra No. 698 situated in the area of Village Basai Darapur, New Delhi-110015 as per the proposed partition plan in which her portion is at Sr. No.1 in blue colour and Mr. Manoj Tyagi is the owner of the rear portion of the ground floor. She further submits that



aforesaid property is free from all encumbrances; there is no lien, charge or pending court litigation on the above said property; the same has not been given as security in any other case or in favour of anyone; she is in actual physical possession of the aforesaid property; she has not created any tenancy on the same or leased out the same to anyone; she will not sell, alienate, transfer or part with the possession of my portion on the aforesaid property or create any third party interest on the same and sell her property, without the leave of the Hon'ble Court.

3. Mr. Manoj Tyagi is also present and submits that he has no objection if Ms. Geeta Tyagi is giving her portion in the aforesaid property as security in this case. He further submits that as far as one Deed of Trust dated 10.08.2008 and General Power of Attorneys dated 05.11.2007 are concerned these are registered for his portion/address.

4. Statements of Ms. Geeta Tyagi/surety and Mr. Manoj Tyagi have been recorded separately.

5. Learned counsel for the appellant is at liberty to file their response, if any, before the next date of hearing.

6. To come up for 19.05.2022 for consideration.

(RAVINDER DUDEJA)
REGISTRAR GENERAL

APRIL 25, 2022

ss