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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RFA 803/2019**
NARGIS AGGARWAL

..... Appellant

Through : Counsel for the appellant appearance
not given.

versus

VISHAL AGGARWAL & ORS

..... Respondents

Through : Mr.Gourav Gupta, Advocate for R-1.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

% **06.09.2019**

CAV 887/2019

Counsel as above appears for the respondent/caveator.

The caveat is discharged.

CM APPL No.39960/2019

Exemption allowed, subject to all just exceptions.

Application stands disposed of.

RFA 803/2019 & CM APPL No.39959/2019

This is an appeal against the decree dated 04.06.2019 against the appellant whereby the Court has ordered the suit property to be auctioned and sold. It is alleged by the learned counsel for the appellant the suit property belongs to her deceased husband, who left behind the appellant as also two sons and a daughter viz. the respondents herein, as his legal heirs.

It is submitted except this house there is no other dwelling

house for the appellant herein and the respondents, her children are rather interested in selling the property as the Court has decreed the suit holding them entitled to 1/4th share each.

It is stated there is no other place to go for the old mother if the property is sold in auction. One of the son/respondent no.1 has even lodged FIR against his mother/appellant herein and a petition for quashing the same is pending before this Court.

Issue notice.

Learned counsel for the respondent no.1 appears and accepts the notice. A copy of the plaint alongwith the annexures is handed over today.

Since the parties intend to settle, hence, may appear before the Organising Secretary, Delhi High Court Mediation and Conciliation Centre on 13.09.2019 at 3:00 PM.

List on 10.12.2019 and in the meanwhile the execution, if any, shall remain stayed.

Order *dasti*.

YOGESH KHANNA, J.

SEPTEMBER 06, 2019

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