



\$~28

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

+ **CS(OS) 566/2023 and I.A. 17814/2023, 20968/2023, 3336/2024,
4938/2024, 5224/2024, 5396/2024**

DAMYANTI

..... Plaintiff

Through: Ms. Smita Maan, Adv. (M-
8700565217)

versus

SUKHBIR SEHRAWAT & ORS.

..... Defendants

Through: Mr. Lal Singh Thakur, Mr. Sudhir
Tewatia, Mr. Hemant Kapoor, Ms.
Sakshi Verma, Mr. Sahil Gandhi,
Mr. Anurag, Ms. Manisha and Mr.
Madhur Tewatia, Advocates for D-1
and 2 (M: 9212046428).
Mr. Harsh Singhal, Mr. Utkarsh
Singhal & Ms. Mugdha Avnish
Sharma, Advocates for MCD (M:
9958154277).

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **21.05.2024**

1. This hearing has been done through hybrid mode.
2. This is a suit filed by the Plaintiff seeking an injunction against the Defendants from creating any unauthorized construction over the suit property, any third party rights as also for handing over the possession of the property i.e., plot of land ad measuring 360 sq. yards. out of Khasra no. 70/3/2 (forming part of Khasra no. 177/1) situated within abadi of Village Palam, New Delhi.
3. One of the allegations of the Id. Counsel for the Defendants is that the



description of the suit property in the plaint and its documents have major discrepancies in the number *i.e.*, whether it is 70/3/2. It is submitted that in the actual certified copies of the sale deed the description has it as Khasra no. 70/3/1.

4. The allegation of Ms. Maan, Id. Counsel is that the Plaintiff has purchased the property from the Defendant No.1 and the description of the property is inserted by them. Valuable consideration has been paid and the Plaintiff is in possession of the property.

5. Before proceeding further in this matter, it is deemed appropriate to direct the Plaintiff to produce the original documents which are the basis of the suit including the sale deed dated 16th January, 1964, sale deed dated 14th March, 1972 and other related documents. The Defendant is also directed to produce certified copies obtained from the Registrar's office relating to the said land. The arguments in the application shall then be heard. The Plaintiff, who is the power of attorney holder, shall remain present on the next date of hearing. The Defendant No. 1 shall also remain present on the next date. Both shall carry their respective documents.

6. List on 28th August, 2024.

PRATHIBA M. SINGH, J.

MAY 21, 2024

mr/ks