



\$~12

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

+ **CS(OS) 640/2022**

AMIT KUMAR

.....Plaintiff

Through: Ms. Chandrani Prasad, Mr. Anuj Jain
and Mr. Lokendra Singh, Advocates

versus

SMT MALA GUPTA & ORS.

.....Defendants

Through: Mr. Sumit Chaudhary, Advocate
(through VC)

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **15.07.2025**

I.A.No. 13146/2025 (Early Hearing)

1. Mr. Sumit Chaudhary, learned counsel for the defendants has entered appearance.
2. The application is accordingly disposed of.

CS(OS) 640/2022

3. The matter is taken up on board.
4. Learned counsel for the plaintiff states that a senior counsel may be appointed as Local Commissioner for carrying out final partition in terms of the shares declared in the preliminary decree.
5. She states that Mr. J.P. Sengh, senior advocate has mediated between the parties and plaintiff would request that Mr. J.P. Sengh be appointed as Local Commissioner, as he is familiar with the disputes.
6. Learned counsel for the defendant as well submits that mediation proceedings before Mr. J.P. Sengh were constructive and meaningful. He



states however unfortunately the matter could not be settled.

7. In view of the aforesaid facts Mr. J.P. Sengh, Senior advocate is appointed as Local Commissioner for carrying out final partition in terms of the share declared by preliminary decree.

8. The Local Commissioner will, for an initial period of two months, explore if the final partition of the assets between the parties can be affected by mutual consent. In case the parties cannot partitioned the assets by the mutual consent, the Local Commissioner will initiate the process of sale of immovable property through public auction.

9. The fee of the Local Commissioner, at this stage, is fixed at Rs. 5 lakhs. The final fee will be reviewed at the conclusion of the local commission.

10. List before Local Commissioner, Mr. J.P. Sengh, Senior advocate for a preliminary hearing on 22.07.2025 at 3:30 PM.

11. Local Commissioner is requested to complete the process within a period of four (4) months.

12. The date of 08.08.2025 stands cancelled.

13. List before the learned Joint Registrar on 28.11.2025.

14. Copy of the order be sent to the Local Commissioner.

MANMEET PRITAM SINGH ARORA, J

JULY 15, 2025/mr