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

+ **CS(OS) 661/2023**

CHANDEEP SINGH SAWHNEYPlaintiff

Through: None

versus

RAVINDER KUMAR AHUJA & ORS.Defendants

Through: Mr. Jayant K Mehta, Sr. Adv., Mr
Abhishek Singh. Mr. J. Amal Anand,
Ms. Alisha Sharma, Mr. Shashwat
Tyagi, Ms. Aayushi, Advs. for D-1

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

28.11.2024

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I.A. 46529/2024

1. This is an application on behalf of Defendant No.1 seeking leave to execute the Judgment dated 21.10.2024 passed by the learned ADJ, South, Saket District Courts, in suit being CS DJ 208445/2016.
2. The present suit has been filed by the Plaintiff for declaration of title and permanent injunction of an agricultural land admeasuring 18 Bighas 16 Biswas at Khasra Nos. 1732/2(1- 12), 1732/3(0-16),1732/1 (2- 8), 1737(4-16), 1733/1/1(0- 13), 1733/1/2(0-15), 1570(3-18) 85 1571(3-18) in Village Chattarpur, Farm No.4, Mulberry Avenue, DLF Chhattarpur Farm, New Delhi-110074 and it was stated that the sale deeds in question are dated 24.11.1978 and 12.12.1978 in favour of Defendant No.1 are illegal, null and void.



3. When the suit came up for hearing on 12.01.2024, it was pointed out to this Court that Defendant No.1 herein had filed a suit for mandatory injunction, this Court took note of the suit being CS DJ No. 2088445/2016 before the learned ADJ-01, South, Saket Courts, Delhi which had been filed by Defendant No.1 herein against Defendants No.2 to 8 herein for possession of certain portions of the property in question.

4. This Court had permitted the proceedings in the said suit to continue. However, it was observed that the decree passed therein will not be executed without the leave of this Court. It is stated that the said suit has now been decreed in favour of Defendant No.1 and Defendants No.2 to 8 herein had been directed to vacate the premises in question and hand over possession to Defendant No.1 and had also been directed to pay mesne profit /damages @ Rs.2,50,000/- per month for unauthorized occupation with effect from 19.05.2016 till the possession is handed over to Defendant No.1.

5. By way of this application, the Plaintiff is now seeking permission to execute a decree in the said suit.

6. Issue notice.

7. On taking steps, let notice be issued to all the parties in the suit through all permissible modes.

8. List on 13.01.2025, the date already fixed.

I.A. 46530/2024

1. This is an application on behalf of Defendant No.1 under Order VIII Rule 1A CPC for bringing on record Judgment and decree dated 21.10.2024 passed by the learned ADJ, South, Saket District Courts in CS DJ No. 2088445/2016.

2. Issue notice.



3. On taking steps, let notice be issued to all the parties in the suit through all permissible modes.
4. List on 13.01.2025, the date already fixed.

SUBRAMONIUM PRASAD, J

NOVEMBER 28, 2024

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