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

+ CS(OS) 441/2025

BALBIR SINGH

.....Plaintiff

Through: Mr. Ajay Kumar Singh, Adv.

versus

HARJEET SINGH & ORS.

.....Defendants

Through: Mr. Rishabh Malik and Ms. Iptisha,
Adv. for D-7.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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13.02.2026

I.A. 4146/2026 (by plaintiff under Section 151 CPC seeking early hearing)

1. This is an application filed by the plaintiff seeking early hearing.
2. Mr. Ajay Kumar Singh, learned counsel appearing on behalf of the plaintiff submits that filing of this application has been necessitated as defendant no.7 is likely to auction the suit property.
3. Issue notice.
4. Mr. Rishabh Malik, learned counsel for defendant no.7 accepts notice.
5. On plaintiff/applicant taking steps, issue notice to other unrepresented defendants, returnable on 24.03.2026
6. Mr. Malik submits that the property has already been auctioned in the month of November, 2024 and sale certificate has also been issued in favour of auction purchaser i.e. Mr. Sandeep.
7. He further submits that in the present suit, the plaintiff is claiming



partition, whereas the plaintiff has already relinquished his share in favour of his mother, who subsequently executed the Will in favour of defendant no.2.

8. He submits that the Will executed by the mother has not been challenged in the present suit.

9. Faced with this situation, Mr. Singh submits that he will take appropriate steps.

VIKAS MAHAJAN, J

FEBRUARY 13, 2026

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