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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ RC.REV. 200/2025 & CM APPL. 40448/2025 CM APPL.
40449/2025

GAFOOR AHMAD

.....Petitioner

Through: Mr. Sanjay Rathi, Mr. Ashish Khatri,
Mr. Nikhil Kr. Singh, Mr. Sanchit J.
and Ms. Sanchya Bhardwaj,
Advocates.

versus

MOHD YAQUB MALIK

.....Respondent

Through: Mr. A.K. Suri, Mr. Ankit Kansal and
Mr. Manoj Manderna, Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

11.08.2025

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Pursuant to last order dated 21.07.2025, the learned Local Commissioner has filed Report dated 08.08.2025.

2. Mr. Sanjay Rathi, learned counsel appearing for the petitioner points-out, that the learned Local Commissioner's report has clarified that premises bearing Nos. 2144/5 and 2144/40 are different and distinct premises. A site plan marking-out the contours of the two properties has also been appended to the report.
3. As recorded in order dated 21.07.2025, Mr. Rathi points-put that the eviction petition relates to property bearing No.2144/5 situate in Ahata Mir Bukhari, Turkman Gate, Delhi; but the petitioner is in use and occupation of the property bearing No. 2144/40.



4. Mr. Rathi accordingly submits, that the operation of the eviction order be stayed insofar as the property bearing No. 2144/40 is concerned for the various reasons *inter-alia* as recorded in the last order.
5. Learned counsel appearing for the respondent *via* video-conferencing disputes the correctness of the site plans appended to the Local Commissioner's report. The respondent is at liberty to file objection to the Local Commissioner's report; with copy to the opposings counsel.
6. In view of the above, it is directed that no action in relation to premises bearing No. 2144/40 shall be taken pursuant to the impugned eviction order, till the next date of hearing before this court.
7. Re-notify on 17th October 2025.

ANUP JAIRAM BHAMBHANI, J

AUGUST 11, 2025/ak