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

+ **CS(OS) 567/2024**

MR VISHAL GUPTA

.....Plaintiff

Through: None.

versus

SMT RADHA AGGARWAL & ORS.

.....Defendants

Through: Mr. Aditya Swarup, Mr. Madhav Aggarwal and Ms. Kriti Gupta, Advocates for D-1, 2 and 6.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **14.10.2024**

I.A. 42038/2024

1. This application under Order 39 Rule 4 CPC has been filed on behalf of Defendant Nos.1 and 2 seeking vacation of the Status Quo granted by this Court vide Order dated 23.07.2024 in respect of the following properties:

“(1) Property bearing no. D-20, Suraj Vihar, Adhyapak Nagar, Nangloi, New Delhi, 110041.

(2) Property Bearing No. 5C/76, Third Floor, New Rohtak Road, Karol Bagh, New Delhi-110005.

(3) Eastern Side Of Property Admeasuring 3 Bigha 18 Biswa, Khasra No. 19/22 (1-08) And 19/23/2(2-18) in The Revenue Estate Of Kamruddin Nagar.”

2. Learned Counsel appearing for the Defendants states that they would not create any third party rights over the suit properties barring the Property



bearing No.D-20, Suraj Vihar, Adhyapak Nagar, Nangloi, New Delhi, 110041 for which it is stated by the learned Counsel for the Defendants that agreement to sell in respect of the said property has already been entered into by the Defendants with a third party even before the present suit was filed.

3. Learned Counsel for the Defendants states that an advance copy of the present application was supplied to the Plaintiff, however, there is no appearance on behalf of the Plaintiff.

4. Issue notice.

5. On taking steps, let notice be issued to the Plaintiff through all permissible modes, including *Dasti*.

6. List on 20.11.2024.

SUBRAMONIUM PRASAD, J

OCTOBER 14, 2024

S. Zakir