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IN THE HIGH COURT OF DELHI AT NEW DELHI

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TEST.CAS. 46/2022

NITIN SHARMA & ANR.

..... Petitioners

Through: Mr. Sparsh Jhamb, proxy cl.

versus

THE STATE

..... Respondent

Through: Mr. Divyam Nandrajog, Panel
Counsel, GNCTD with Mr. Jatin
Dua, Adv. for R-1

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

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22.03.2024

TEST.CAS. 46/2022

On the last date of hearing, time was granted to the respondent no.1 to file the Valuation Report but till date, no Valuation Report has been filed by the respondent no.1. Learned counsel for the respondent no.1 again seeks some more time to file the Valuation Report in respect of the property i.e. C-1/2, Vashist Park, Opp. Janak Cinema, Panka Road, New Delhi-110046. At request, the same be filed within three weeks as a last and final opportunity with copy to the opposite side.

No Valuation Report has been received from SDM, Bulandsaher till date despite service. None is present on behalf of said SDM today to explain in this regard. Hence, issue Show Cause Notice under Order XVI Rule 12 CPC to the said concerned SDM through Speed Post for the next date of hearing.

Service report qua notice issued to SDM, Ghaziabad, is awaited. Learned counsel for the plaintiff submits that he has earlier approached office of SDM concerned to render necessary assistance. He submits that



again he will co-ordinate with the officials of the SDM concerned for facilitating physical inspection of the property and also undertakes to provide the requisite documents of the property to the concerned official within two weeks. The plaintiff is granted last and final opportunity for the same. At request, fresh notice be issued to the SDM concerned for filing the Valuation Report on taking steps by the plaintiff. The SDM concerned is directed to file Valuation Report within six weeks of receipt of the documents from the plaintiff, failing which the concerned SDM shall ensure the presence of a responsible official in the court on the next date of hearing to furnish explanation for non-compliance of the order of the court. Copy of this order be also sent to the SDM concerned at Ghaziabad for information and compliance.

Re-notify the matter for awaiting Valuation Report on 12.08.2024.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 22, 2024/ab

Click here to check corrigendum, if any