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

+ **CS(OS) 693/2023 & I.A. 21543/2023**

PRADEEP KUMAR TYAGI

.....Plaintiff

Through: **Dr. Suman Chaudhary, Advocate.**

versus

PRAMOD KUMAR TYAGI

.....Defendant

Through: **Mr. Baldev Raj, Mr. Sumit Sandeep Tyagi, Ms. Shikha Tyagi and Mr. Aakash Goswami, Advocates.**

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **01.08.2025**

1. The matter is listed for framing of issues. Based on the pleadings of the parties, the following issues are framed in the suit:

- i. Whether the plaintiff is entitled for a decree of declaration to declare the Relinquishment Deed bearing Registration No.4,673 in Book No.1, Vol.No.4,897 at Page No.144-145 dated 23.07.1983 as null and void? **OPP**
- ii. Whether the plaintiff is entitled for the relief to declaration to declare that the plaintiff is co-sharer to the extent of ½ share in the suit property? **OPP**
- iii. Whether the plaintiff is entitled for a preliminary decree of partition against the defendant in respect of suit property-1 i.e., property M-53, Saket, New Delhi having ground floor, first floor



and second floor with roof and suit property-2 i.e., Plot no.85, Bank Road, Mohalla Nonidrai, Chandausi, District Moradabad, U.P. – 244412 measuring 45 feet length (approx.) 55 feet breadth (approx.) i.e. about 275 Sq. Yards? OPP

iv. Whether the plaintiff is entitled for a decree of permanent injunction as prayed in prayer clause no.F? OPP

v. Whether the plaintiff is entitled for a decree of mandatory injunction as prayed in prayer clause no.E? OPP

vi. Whether the suit of the plaintiff is barred by law of limitation?

vii. Whether the plaintiff has not approached the court with clean hand and suppressed the material facts? OPD

viii. Any other relief.

2. No other issue arises or is pressed for.

3. Parties shall file their respective list of witnesses within four (4) weeks from today.

4. The plaintiff shall file evidence of its witnesses by way of affidavits within four (4) weeks from today.

5. List before the Joint Registrar for fixing the dates of trial on 10th September, 2025.

AMIT BANSAL, J

AUGUST 1, 2025

Vivek/-