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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 600/2019 & I.A. 16252-16254/2019**
HEM MANOHAR & ANR. Plaintiff
Represented by: **Mr. Arjun Singh Bawa, Ms. Vishakha Gupta, Advs.**

versus

RACHNA GUPTA & ORS. Defendant
Represented by:

CORAM:
HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER
21.11.2019

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CAV 1149-1150/2019

1. Caveat has been filed by Ms. Rachna Gupta, defendant No.1 and Ms. Sangeeta Gupta defendant No. 2 through Mr. Sanjay Gupta.

2. However, despite pass-over none appears on behalf of the caveators.

I.A. 16254/2019

Exemption allowed subject to just exceptions.

CS(OS) 600/2019 & I.A. 16252/2019 (u/O XXXIX R 1&2 CPC),
I.A. 16253/2019 (u/O XXXIX R 10 CPC)

1. Complaint be registered as suit.

2. Issue summons in the suit and notice in the application to the defendants on the plaintiff taking steps through ordinary and dasti process, registered AD and speed post returnable before the learned Joint Registrar for completion of service, pleadings and admission/ documents on 8th January, 2020.

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3. The plaintiff is the owner of property bearing No. E-12/4, Vasant Vihar, New Delhi admeasuring 829 sq.yds. comprising of basement, ground floor, first floor and second floor which is on a perpetual sub-lease to Shri Manohar and plaintiff No.1.
4. Plaintiff based on a no objection by Shri Manohar the other joint owner leased out the property to British Council Divison of India for two years which lease deed was later terminated due to efflux of time and defendants No.1 and 2 became month-to-month tenants.
5. Considering the nature of allegations and the documents put on record, the plaintiffs have made out a prima facie in their favour and in case no ad-interim ex-parte injunction is granted, they will suffer an irreparable loss.
6. Consequently, till the next date of hearing parties will maintain status quo as to possession and title of property bearing No. E-12/4, Vasant Vihar, New Delhi.
7. Compliance under Order XXXIX Rule 3 CPC be made within one week.
8. List the suit and applications on 17th February, 2020.
9. Order dasti.

MUKTA GUPTA, J.

NOVEMBER 21, 2019
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