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

+ **CS(OS) 775/2022**

**SUMIT CHHABRA**

..... Plaintiff

Through: Mr.Sanjay Dewan, Mr.Anish Dewan,  
Advs.

versus

**SMT PREETI CHHABRA & ORS.**

..... Defendants

Through: Nemo.

**CORAM:**

**HON'BLE MR. JUSTICE NAVIN CHAWLA**

**ORDER**

% **12.12.2022**

**I.A. 20950/2022 (Exemption)**

1. Allowed, subject to all just exceptions.

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2. Issue summons to the defendants, to be served through all permitted modes, including electronic mode, returnable on 16<sup>th</sup> February, 2023 before the learned Joint Registrar (Judicial).
3. The summons to the defendants shall indicate that the written statement(s) to the plaint shall be positively filed within the statutory period from the date of receipt of summons. Along with the written statement(s), the defendants shall also file the affidavit(s) of admission/denial of the documents of the plaintiff, without which the written statement(s) shall not be taken on record.
4. Liberty is given to the plaintiff to file the replication(s) within the statutory period of the receipt of the written statement(s). Along with the replication(s), if any, filed by the plaintiff, the affidavit(s) of admission/denial of documents of the defendants be filed by the



plaintiff, without which the replication shall not be taken on record.

5. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

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6. Issue notice.
7. On the plaintiff taking steps, let notice be served on the defendants through all permissible modes, including electronic mode, returnable on 16<sup>th</sup> February, 2023 before the learned Joint Registrar (Judicial).
8. Let the reply(ies) to the application be filed by the defendants within a period of four weeks of receipt of the notice. Rejoinder(s) thereto, if any, be filed within a period of four weeks thereafter.
9. The present suit is filed by the plaintiff praying *inter alia* for the partition of the properties left behind by the father of the plaintiff, that is, Late Sh.Tilak Raj Chhabra.
10. Having perused the contents of the plaint, I am of the opinion that the plaintiff has been able to make out a good *prima facie* case in his favour for grant of an order of *status quo* on the title and possession of the properties in dispute.
11. Accordingly, the parties to the suit shall maintain *status quo* with respect to the title and possession of the properties in question till further orders.
12. Compliance with Order XXXIX Rule 3 of the Code of Civil Procedure, 1908 be made within a week.

**NAVIN CHAWLA, J**

**DECEMBER 12, 2022/RN**