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

+ RFA 683/2022

SHABANA KHATOON & ANR.

..... Appellants

Through: Mr. R.K. Sharma and Mr. Neeraj
Kumar, Advocates.

versus

PRATIBHA SINGH

..... Respondent

Through: Mr. Hari Kishan, Advocate.

CORAM:

HON'BLE MR. JUSTICE GAURANG KANTH

ORDER

19.05.2023

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The hearing has been conducted through hybrid mode (physical and virtual hearing).

CM APPL. 26657/2023 (under Section 340 Cr.P.C.)

Learned counsel for respondent has filed the present application stating that documents on page Nos. 97 & 98 of Annexure A-9 are forged and fabricated. He alleges that he had never intended to sell the suit properties to the appellants. It is further averred that the respondent had not executed any NOC in favour of the appellants for selling the suit property to appellant No. 1. It is further averred from the application that the appellant had not filed documents placed at page Nos.97-100 before the learned Trial Court and has filed the same for the first time in the present appeal.

Learned counsel for the respondent states that the appellants have played fraud since the numbers on the stamp paper are identical on page



Nos. 97-99. He contends that two stamp papers with the same number could not have been issued.

Issue notice. Mr. R.K. Sharma, learned counsel for the non-applicants/ appellants accepts notice. He seeks and is granted 4 weeks' time to file reply to the present application.

List on 24.07.2023 before the Joint Registrar (Judicial) for completion of pleadings and for adducing evidence.

CM APPL. 56583/2022 (delay in filing), 56584/2022 (stay) & 56586/2022 (delay in re-filing)

Learned counsel for the appellants seeks 4 weeks' time to file decree sheet.

RFA 683/2022 and CM APPL. 26427/2023 (stay)

Learned counsel for the respondent seeks and is granted 4 weeks time to file reply to the stay application. Rejoinder thereto, if any, be filed before the next date of hearing.

List before Court on 13.10.2023.

Interim orders, if any, to continue.

GAURANG KANTH, J

MAY 19, 2023

kd