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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 592/2025**

VINOD GOYAL & ANR.

.....Plaintiffs

Through: Ms. Namisha Jain, Ms. Konika Mitra
and Ms. Saumya Modi, Advocates

versus

AJAY GOYAL

.....Defendant

Through: None.

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **01.09.2025**

I.A. 21470/2025 (seeking exemption from filing originals/ certified copies of the documents)

1. Allowed, subject to the plaintiffs filing originals/ certified copies of documents within four (4) weeks from today.
2. The application stands disposed of.

CS(OS) 592/2025

3. Let the plaint be registered as a suit.
4. Issue summons.
5. Summons be issued to the defendant through all permissible modes.
6. The summons shall state that the written statement(s) shall be filed by the defendant within thirty (30) days from the date of the receipt of summons.



Along with the written statement, the defendant shall also file affidavit(s) of admission/denial of the documents of the plaintiffs, without which the written statement(s) shall not be taken on record.

7. Liberty is given to the plaintiffs to file replication, if any, within thirty (30) days from the receipt of the written statement(s). Along with the replication filed by the plaintiffs, affidavit of admission/denial of the documents of the defendant be filed by the plaintiffs.

8. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.

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

10. List before the Joint Registrar on 27th October, 2025, for completion of service and pleadings.

11. List before the Court on 23rd February, 2026.

I.A. 21469/2025 (u/O-XXXIX Rule 1 & 2 of Code of Civil Procedure, 1908)

12. The present suit has been filed seeking partition and other ancillary reliefs.

13. The plaintiffs and the defendant are brothers and are the children of late Sh. Prem Chand Goyal and late Smt. Sumitra Goyal.

14. Both parents of the parties expired on 27th April, 2021.

15. The present suit has been filed by the plaintiffs seeking partition of the self-acquired movable and immovable properties belonging to their deceased parents. The details of the properties, as given in paragraph 3 of the plaint, are set out below:



3.1. Immovable Properties

- a. C- 210 Prashant Vihar, New Delhi-110085, purchased in 1986 and co-owned by Late. Prem Chand Goyal and Late. Sumitra Goyal (hereinafter referred to as “**Property No. 1**”.)
- b. Shop in Prashant Vihar G- 6,7,8, Agarwal Plaza, New Delhi, purchased in 2004 and co-owned by Late. Prem Chand Goyal and Late Smt. Sumitra Goyal (hereinafter referred to as “**Property No. 2**”.)
- c. 2 BHK Flat, D-1302, Hiraco Eminence, Mumbai, purchased in 2021 and owned by Late Smt. Sumitra Goyal (hereinafter referred to as “**Property No. 3**”.)

3.2. Movable Properties

- a) Balance in various bank accounts, (hereinafter referred to as “**Property No. 4**”) as listed below:

S. No.	NAME OF THE BANK	NAME OF THE ACCOUNT HOLDER	ACCOUNT NUMBER	AMOUNT
1.	IDBI Bank	Prem Chandra Goyal	0131084294600	Complete Details not



2.	IDBI Bank	Prem Chandra Goyal & Sons	0132031495000	available with the Plaintiffs
3.	IDBI Bank	Sumitra Goyal	0131084222900	
4.	Central Bank of India	Prem Chandra Goyal	1138147936	
5.	Central Bank of India	Prem Chandra Goyal & Sons	1138162742	
6.	Andhra Bank	Sumitra Goyal	117310025000043	
7.	PPF P.O.	Prem Chandra Goyal	1677537868	
8.	PPF P.O.	Sumitra Goyal	1677537868	
9.	Saving Account in P.O.	Sumitra Goyal	8787025441	
10.	MIS in P.O.	Sumitra Goyal	Complete information not available with Plaintiffs	
11.	Saving Account in P.O.	Sumitra Goyal	8787025441	
12.	KVP	Prem Goyal	84460509	
13.	L.I.C	Prem Chandra Goyal	144320285	
14.	L.I.C	Sumitra Goyal	144320284	

15.	L.I.C	Prem Chandra Goyal	122286257	
16.	Andhra Bank	LOCKER	Complete information not available with Plaintiffs	

16. Counsel for the plaintiff states that after the demise of the plaintiffs'



parents, the defendant has made unauthorised withdrawals from the bank accounts of the deceased parents.

17. It is the case of the plaintiffs that the defendant has refused partition of the estate of the deceased parents and is, in fact, taking steps to alienate some of the properties.

18. Issue Notice.

19. Notice be issued to the defendant through all permissible modes.

20. Reply be filed within four (4) weeks.

21. Rejoinder(s) thereto, if any, be filed within two (2) weeks thereafter.

22. Based on the aforesaid narration of facts, a *prima facie* case has been made out. Balance of convenience is in favour of the plaintiff and irreparable injury would be caused to the plaintiff if any third-party right is created in respect of the properties set out above.

23. Consequently, it is directed that the parties shall maintain *status quo* with regard to the title and possession of the immovable properties as well as the movable properties, as set out above, till the next date of hearing.

24. Compliance under Order XXXIX Rule 3 of the Code of Civil Procedure, 1908, shall be done within three (3) days.

25. List before the Joint Registrar on 27th October, 2025, for completion of service and pleadings.

26. List before the Court on 23rd February, 2026.

I.A. 21471/2025 (u/O-XI R-12 & 14 CPC, seeking discovery and production of documents)

27. This application has been filed on behalf of the plaintiffs seeking directions to the defendant for producing the details of the immovable as well as movable properties belonging to the late Sh. Prem Chand Goyal and late



Smt. Sumitra Goyal.

28. Issue Notice.
29. Notice be issued to the defendant through all permissible modes.
30. Reply be filed within four (4) weeks.
31. Rejoinder(s) thereto, if any, be filed within two (2) weeks thereafter.
32. List before the Court on 23rd February, 2026.

AMIT BANSAL, J

SEPTEMBER 1, 2025

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