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

+ **CS(OS) 822/2024 & I.A. 13388/2025**

MR HARPREET SINGH MAANN & ORS.Plaintiffs

Through: **Mr. S. P. Mehta, Advocate**

versus

MS BEENU MAANN & ORS.Defendants

Through: **Ms. Kashish Maheshwari, Proxy
Counsel for 2A, 2B & 2C**

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 26.05.2025

I.A. 13388/2025 (Under Order XII Rule 6 CPC)

1. This is an application filed by the plaintiffs under Order XII Rule 6 of Code of Civil Procedure, 1908 seeking a preliminary decree of the suit property.
2. Learned counsel for the plaintiffs states that it is not in dispute that the suit property belonged to Late Sardar Nand Singh, who passed away intestate. He states that since both plaintiffs and defendants admit this foundational fact, a preliminary decree for partition ought to follow.
3. He states that the only contesting defendants are defendant nos. 1-A, 1-B as well as 3-A and 3-B, who are resisting the suit on the plea of the oral partition.
4. He states that the said plea is not sufficient for depriving the plaintiffs of its rightful shares.
5. He further states that plaintiffs are also willing for the partition of



property no. 5289, Bharat Nagar, Paharganj, New Delhi.

6. He states that, except for the two properties mentioned above, no other immovable property forms part of the estate of Late Sardar Nand Singh, as per the plaintiffs' knowledge and pleadings.

7. Issue notice. Learned counsel appearing on behalf of defendant nos. 2-A to 2-C accepts notice and seeks time to file a reply.

8. Upon steps being taken by the plaintiff, issue notice to the remaining defendants through counsel *via* e-mode.

9. Let the reply be filed within a period of four (4) weeks.

10. Rejoinder thereto, if any, be filed within a period of four (4) weeks.

11. List on **29.08.2025**.

MANMEET PRITAM SINGH ARORA, J

MAY 26, 2025/rhc/akp

Click here to check corrigendum, if any