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

+ **CS(OS) 96/2018**

MR. SANJIT CHATTERJEE & ANR Plaintiffs

Through Ms. Ginny J. Rautray and Ms. Anuska
Ashok, Advocates

versus

ALOK K. BAGCHI Defendant

Through Mr. M. N. Siddiqui and Mr. Vishal
Raj, Advocates

CORAM:

HON'BLE MR. JUSTICE TALWANT SINGH

ORDER

% **14.06.2019**

I.A.No. 8174/2019 (Directions)

Present application has been filed for issuing directions to Defendant no.1 to repair/carry out maintenance of the terrace to stop/avoid further seepage/seeping of water.

Reply has been filed. There is no rejoinder. I have heard both the counsels for the parties.

At this stage, without prejudice to rights and contentions of parties and keeping in view the approaching rainy season, the plaintiff/applicant can fill the gap in rectangular shape portion on the roof of the first floor as reflected in the photographs filed alongwith I.A. No. 12057/2018 to bring it at the same level at the terrace of the remaining portion as shown on the left side with the help of bricks and concrete, so as to safeguard the portion of property in possession of the plaintiff on first floor.

The application is disposed off in the above terms.

CS(OS) 96/2018

The defendant shall not cause any interference in the said work. After completion of the said work of making the roof even at the same level, photographs again be filed before the Court.

List on 14th July, 2019.

**TALWANT SINGH
(VACATION JUDGE)**

JUNE 14, 2019/rr