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

+ **CS(OS) 842/2024 & I.A. 42837-42838/2024**

GANGA AJWANI & ANR.Plaintiffs

Through: Mr. Adith Deshmukh and Ms.
Anshula L. Bakhru, Advocates

versus

VIJAY KUMAR TECKCHANDANI & ANR.Defendants

Through: None

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **22.10.2024**

I.A. 42838/2024 (for exemption)

1. Plaintiffs shall file legible and clearer copies of exempted documents, compliant with practice rules, before the next date of hearing.
2. The application for exemption is allowed, subject to the plaintiffs granting inspection of the documents filed, as and when required to do so.
3. The application stands disposed of.

CS(OS) 842/2024

1. The present suit has been filed seeking decree of partition qua immovable property being D-280, Sarvodaya Enclave, New Delhi - 110017 ('suit property') owned by late Sh. R.D. Teckchandani. The plaintiffs have further sought a declaration that the registered Will dated 19.09.2000 executed by late Sh. R.D. Teckchandani is illegal, null and void.
2. The plaint be registered as suit. Upon steps being taken by the plaintiffs, issue summons by all permissible modes. Affidavit of service be



filed within two (2) weeks.

3. The summons shall indicate that the written statements must be filed within thirty (30) days from the date of receipt of the summons. The defendants shall also file affidavits of admission/denial of the documents filed by the plaintiffs, failing which the written statements shall not be taken on record.

4. The plaintiffs are at liberty to file replications thereto within thirty (30) days after filing of the written statements. The replications shall be accompanied by affidavits of admission/denial in respect of the documents filed by the defendants, failing which the replications shall not be taken on record.

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

6. Any party seeking inspection of documents may do so in accordance with the Delhi High Court (Original Side) Rules, 2018.

7. List before the learned Joint Registrar (J) for completion of pleadings on **19.12.2024**.

8. List before the Court on **28.03.2025**.

I.A. 42837/2024 (under Order XXXIX Rules 1 and 2 of CPC, 1908)

9. This is an application filed by the plaintiff under Order XXXIX Rules 1 and 2 of the Code of Civil Procedure, 1908 ('CPC') seeking a direction to restrain the defendants from alienating or creating third-party rights in the suit property. Learned counsel for the plaintiffs' states that defendant no. 1 is residing in the suit property along with his family.

10. Issue notice by all permissible modes. Affidavit of service be filed



within one week.

11. Let the notice state that defendants will file their reply within thirty (30) days from receipt of notice. Rejoinder, if any, be filed within thirty (30) days thereafter.

12. At this stage, learned counsel for the plaintiffs states that he is not pressing for an ex-parte ad-interim injunction and prays that the application be taken up after completion of pleadings.

13. List on **21.01.2025**.

MANMEET PRITAM SINGH ARORA, J
OCTOBER 22, 2024/msh/MG

[Click here to check corrigendum, if any](#)