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

+ **CS(OS) 1086/2013**

BRISTOL DEALCOM PVT LTDPlaintiff

Through: Mr. Rajat Aneja and Ms. Kaanchi Ahuja, Advs.

versus

MURTI DEVI DECEASED THR. L.R.Defendant

Through: Mr. Aditya Singh and Mr. Kartik Dabas, Advs. for D-2 & 3.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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30.04.2026

I.A. 12219/2026 (by plaintiff under Order XXXIX Rule 2A read with Section 151 CPC)

1. The present application has been filed by the plaintiff alleging breach of statement recorded on 10.12.2025 as well as the interim order dated 05.08.2023 whereby the defendants were restrained from creating any third party interest or parting with possession of the suit property.
2. Mr. Rajat Aneja, learned counsel appearing on behalf of the plaintiff submits that insofar as the property in Village Kutubpur, Delhi is concerned, it appears that the defendants have parted with possession of portion of the said property to some third party and the said third party is undertaking construction over the property along with defendant nos.2 and 3.
3. In view of the above, issue notice.
4. Mr. Aditya Singh, learned counsel appearing on behalf of defendant



nos.2 and 3 accepts notice. He submits that the portion of the property which was owned by Mr. Vijay Pal has been sold by defendant nos.2 and 3.

5. On the other hand, Mr. Aneja contends that Late Murti Devi was the sole defendant in the suit filed originally. After the death of Late Murti Devi, her legal representatives were impleaded and they were all bound by the restraint order passed by this Court on 05.08.2013, as well as, by the undertaking given on 10.12.2025.

6. Let reply to the application be filed, within a period of three weeks from today.

7. Rejoinder thereto, if any, be filed before the next date.

8. Re-notify on 20.07.2026 i.e. the date already fixed.

9. In the meanwhile, defendant nos.2 and 3 are restrained from carrying out any further construction over the suit property, either themselves or through their agents or representatives.

VIKAS MAHAJAN, J

APRIL 30, 2026

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