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

+ **CS(OS)1312/2007**

UJJAL S. MAKKER

..... Plaintiff

Through: Mr. Rahul Sharma, Ms. Jyoti Dutt
Sharma and Mr. C.K. Bhatt,
Advocates.

versus

KAVAL BAJAJ & ORS.

..... Defendants

Through: Dr. Sarbjit Sharma along with Ms.
Vidisha Jain and Ms. Aakriti Singh,
Advocates.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **24.08.2022**

I.A.13310/2022 (For passing of Preliminary Decree and for Directions)

1. An application under Order XX Rule 18(2) read with Section 151 CPC has been filed on behalf of defendant No.1 for preliminary decree to declare the parties as owners of 1/3rd share each in the property.
2. Learned counsel for the plaintiff submits that no preliminary decree can be made under Order XX Rule 18(2) CPC which can be invoked only after a decree has been passed by the Court.
3. It is also submitted that an application under Order 12 Rule 6 CPC had been filed earlier on behalf of defendant No.1 which has already been



dismissed. The matter is pending for evidence before the Joint Registrar.

4. List this matter before the Joint Registrar as already fixed for filing reply and also for recording of evidence on 13th September, 2022, the date already fixed.

NEENA BANSAL KRISHNA, J

AUGUST 24, 2022

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