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

+ **RFA 76/2025**

SMT. SURINDERKAUR & ANR.Appellants

Through: Mr. Varun Dhingra, Advocate,

versus

BALDEV SINGHRespondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **30.01.2025**

[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 5735/2025 & CM APPL. 5739/2025 (exemption)

1. Allowed, subject to all just exceptions.

CM APPL. 5737/2025 (exemption from filing the decree sheet)

2. The appellants are directed to file certified copy of decree sheet within two weeks. Accordingly, the application stands disposed of.

CM APPL. 5738/2025 (additional documents), CM APPL. 5736/2025 (stay) & RFA 76/2025

3. The appellants have assailed judgment and decree of recovery of possession of the immovable property and *mesne* profits. According to the proceedings before the trial court, admittedly the respondent holds a registered sale deed of the subject property while the appellants currently have no title over the same. However, the appellants are stated to have filed a suit seeking declaration against the said sale deed. But as on date, the said



registered sale deed in favour of respondent stands.

4. Therefore, I find it not a fit case to grant ex-parte stay to restrain the execution of the impugned decree.

5. Learned counsel for appellants seeks permission to file some more documents, which are already part of the trial court record but could not be filed with the appeal due to paucity of time. The said documents may be filed within two weeks.

6. Subject to appellants taking steps within one week, notice through all modes be issued to the respondent returnable on 21.05.2025 before Registrar.

GIRISH KATHPALIA, J

JANUARY 30, 2025/ry

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