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

+ **RSA 28/2025**

BALLI RAM

.....Appellant

Through: **Mr. Deepak Singh, Advocate**

versus

SUNITA SINGH

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

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19.02.2025

CM APPL. 10233/2025 (stay)

The present application has been moved with the following prayers:-

- "a) List the present application for urgent hearing at the earliest.*
- b) Declare the execution decree unenforceable on the grounds that it is based on unregistered and legally inadmissible documents (PW1/2: GPA, ATS, and Will), that the Respondent has no registered title, and that the documents were executed by "Shiv Parshad" and not "Shiv Prasad," with no proof of identity verification before the trial court.*
- c) Stay all further execution proceedings forthwith, including restraining the Respondent from taking possession of the suit property.*
- d) Order restoration of possession under Order 21 Rule 99 CPC, as the Applicant, being the kin of Late Shiv Prasad as per the death certificate and residing in the suit property since 20 December 2012, was wrongfully dispossessed.*
- e) Direct maintenance of status quo as it was before the filing of the regular second appeal with respect to the suit property until the final adjudication of the Applicant's claim."*



Learned counsel for the appellant submits that the respondent has illegally and unlawfully taken the possession of the property in dispute while the appeal was pending consideration before this Court. Learned counsel submits that even the respondent has demolished the property.

Issue notice to the respondent through all permissible modes on steps to be taken by the appellant, returnable on 08.07.2025, the date already fixed.

DINESH KUMAR SHARMA, J

FEBRUARY 19, 2025

N/NA