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

+ **CS(OS) 289/2018**

DR. ASHWINI JAIN

..... Plaintiff

Through Mr.Anurag Bhatt, Mr.Abhishek
Kumar, Ms.Nidhi and Ms. Gargi Rajput,
Advs.

versus

DR. LOKESH JAIN & ORS

..... Defendants

Through

CORAM:

HON'BLE MR. JUSTICE JAYANT NATH

ORDER

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01.06.2018

IA No. 7942/2018

Allowed subject to all just exceptions.

IA No. 8102/2018

Learned counsel for the plaintiff submits that he would like to
withdraw this application with liberty to take steps as per law.

Granting leave and liberty, the application is dismissed as withdrawn.

CS(OS) 289/2018

Let the plaint be registered as a suit.

Issue summons to the defendants, returnable for 31.08.2018.

IA No. 7941/2018

This application is filed under Order 39 Rules 1 and 2 CPC seeking



ex parte injunction.

It is pleaded that the plaintiff is the eldest son of Late Sh. Umesh Chandra and is entitled to 1/4th share in the properties of the deceased father. The parties in the suit are siblings. It is further stated that the father died intestate. A list of immovable properties left behind by Late Sh. Umesh Chandra is mentioned in para 6 of the plaint, namely, (i) 204-A, Shri Ramnagar, GT Road Shadara, Delhi-110032 and (ii) Flat NO. GFE 7A/2, Rajpur Road, Civil Lines, New Delhi.

The plaintiff has made out a prima facie case. Balance of convenience is also in favour of the plaintiff. The parties are restrained from selling, alienating or transferring the immovable properties. The parties are also restrained from withdrawing any money from the bank accounts or any movable assets or from the bank lockers, etc. till further orders.

Issue notice to the defendants, returnable for 31.08.2018

The plaintiff to comply with Order 39 Rule 3 CPC within five days from today.

A copy of this order be given dasti under the signatures of the Court Master.

JAYANT NATH, J

JUNE 01, 2018
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