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

+ **CS (OS) 2376/2013**

**M/S KUSHAL INFRAPROJECT INDUSTRIES
INDIA LTD.**

..... Plaintiff

Through: Mr. Manik Dogra, Mr. Dhruv Pande
and Mr. Vishal Maan, Advocates.
(M:9899934315)

versus

BHOOM SINGH & ORS.

..... Defendants

Through: Mr. Anand Yadav and Ms. Anita
Tomar, Advocates (M:9810126454)
for D-11, 12 & 14.
Ms. Sonali Dhir and Ms. Mahima
Deepak, Advocates for D-13.
(M:9953746644)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

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23.08.2018

Issues have already been framed in this matter. Parties are directed to file their respective lists of witnesses within four weeks.

Counsel for Defendant No.13 informs the Court that the property has already been sold to M/s. P. C. Petroleum Pvt. Ltd. On the oral prayer of the Plaintiff, M/s. P. C. Petroleum Pvt. Ltd. is impleaded as Defendant No.14 in the matter. Mr. Sachin Gupta, Director of the M/s. P. C. Petroleum Pvt. Ltd. is present in Court and accepts summons and notice in the matter. It is directed that in order to ensure that multiple rights are not created in the suit property, *status quo* shall be maintained by M/s. P. C. Petroleum Pvt. Ltd. in respect of title and possession till the next date.

Amended memo of parties be filed within two weeks. Written



statement be filed within two weeks. Replication thereto, if any, be filed within two weeks thereafter. If any party wishes to seek any inspection of documents or file their affidavit of admission/denial once again, they are permitted to do so before the next date. Both the written statement and replication shall be accompanied with affidavits of admission/denial of documents in accordance with the Delhi High Court (OS) Rules 2018. Complete set of paper book be supplied to Ms. Narula, who appears for M/s. P. C. Petroleum Pvt. Ltd. within 2 days.

List on 26th September, 2018. The issue raised qua maintainability shall be considered on the next date.

Learned counsel for the Plaintiff submits that they wish to explore the possibility of an amicable resolution of the dispute with the Defendants. Ms. Narula, learned counsel submits that a proposal for the settlement had been given even on the last date to learned counsel for Plaintiff. The parties may attempt resolution of the matter under the aegis of the Delhi High Court Mediation and Conciliation Centre. A senior mediator shall be appointed by the mediation centre. Both the parties shall be present with their respective authorised signatories, who would be competent to take a decision before the learned Mediator.

List before the Mediation Centre on 30th August, 2018. Learned Mediator to conduct proceedings on day to day basis.

Copy of the order be given *dasti* under signature of the Court Master.

PRATHIBA M. SINGH, J.

AUGUST 23, 2018/dk