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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(OS) 2437/2010

APARNA ASHRAM

..... Plaintiff

Through: Mr. A.K. Gupta with Mr. J.R. Sharma,
Advs.

versus

SHUBH CHINTAK KISHORE & ANR

..... Defendants

Through: Mr. Arun Vohra, Adv. for D-1.

Mr. Pawan Mathur, Adv. Standing

Counsel for DDA (Mob. 9810129577).

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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27.08.2019

After hearing the counsel for the parties, the following issues are framed for adjudication in this case:

- 1. Whether the plaintiff is entitled for a decree of declaration against the defendant nos. 1 & 2 thereby declaring the lease deed dated 10.10.2007 in favour of defendant No. 1 by the defendant no. 2 is illegal and void in respect of the suit property? OPP.*
- 2. Whether the plaintiff is entitled for a decree of declaration to the effect that the decree dated 11.08.2006 passed in suit No. 417 of 1999 titled as Subhchintak Kishor vs. DDA has been obtained by playing fraud upon the Court and is not binding on the plaintiff? OPP.*
- 3. Whether the plaintiff is entitled for a decree of declaration to the effect that the decree dated 24.04.2009 passed in suit No. 87 of 2007 titled as Subhchintak Kishor vs. DDA has been obtained by playing fraud upon the Court and is not binding on the plaintiff? OPP.*

4. Whether the plaintiff is entitled for a decree of declaration to the effect that the plaintiff acquired ownership rights in the suit property by written agreement and communication dated 06.03.1973? OPP.

5. Whether the plaintiff is entitled for a decree of possession in respect of suit property? OPP.

6. Whether the plaintiff is entitled to a decree of mandatory injunction against the defendant No. 2 thereby directing the defendant No. 2 to execute a registered perpetual lease deed in respect of the suit property in favour of the plaintiff? OPP.

7. Whether the plaintiff is entitled for a decree of permanent injunction against the defendant no. 1 thereby restraining him from creating any third-party right over the suit property? OPP.

8. Whether the plaintiff has affixed the proper court fee on the plaint? OPD.

9. Relief.

The plaintiff shall file evidence by way of affidavit(s) within four weeks.

List before the Joint Registrar for further proceedings on November 28, 2019.

V. KAMESWAR RAO, J

AUGUST 27, 2019/acm