



\$~18

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

+ **CS (OS) 355/2018**

ANURADHA SEN MOOKERJEE Plaintiff

Through: Mr. Kashvi Dutta and Mr. Rudra
Dutta, Advocates. (M:8447357866)

versus

K.S. SAXENA & ANR. Defendants

Through: Mr. P. B.A. Srinivasan and Mr. Parth
Tandon, Advocates. (M:8800313195)
with Defendant No.1 in person.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **04.09.2018**

I.A. 9661/2018 (u/O XXXIX Rules 1 & 2 CPC)

It is agreed by Ld. Counsel for defendant no.1 that no further construction shall be made in the suit property B-1/7, Hauz Khas Enclave, New Delhi 110 016. The suit property has a ground floor, which is in the Plaintiff's possession. Defendant no.1 is present, who submits that he lives in the First Floor. The second and third floors (partly constructed) have been given by him on rent to the tenants. All parties to maintain *status quo* as to the title and possession, qua the suit property, till the disposal of the suit.

I.A. is disposed of.

CS (OS) 355/2018

The Local Commissioner report is taken on record. The Ld. Local Commissioner, who is present in Court, has handed over copies to both parties. Defendant No.1 is directed to place on record the rent agreement with all the tenants, along with his bank account statement to show how



much rent is being earned on a monthly basis. Written statement be filed within two weeks.

List before Court on 15th October, 2018 for considering as to whether any portion of the rent should be directed to be deposited in the Court, on a proportionate basis.

PRATHIBA M. SINGH, J.

SEPTEMBER 04, 2018/dk