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Hybrid Mode

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

+ **RFA(OS) 73/2016**

PRAVEEN SINGH & ANR

..... Appellants

Through: Mr. L B Rai, Adv. for Mr. M R Kartik
Rai, Advs. 9810614546

versus

ABHISHEK KUMAR SINGH & ANR

..... Respondents

Through:

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. SAVITRI (DHJS)

ORDER

23.05.2022

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1. Earlier process sent to SDM & Sub Registrar has not been received back.
2. Learned counsel for the appellants requests for fresh process but before that could be done, learned counsel for the respondents has pointed out certain objections for consideration of this Court w.r.t. the property offered as security. The same are as follows:-
 - a. property in question is joint property and it is not known as to what is the percentage of share of other co-owners and that of appellant no.1 herein;
 - b. property has been admittedly mortgaged as security with a bank for discharge of some liability and is not known as to what is the outstanding liability of the appellant no.1 and the co- owners towards the bank; &



- c. this property is already leased to BPCL for a period of 30 years and it is not know as to what portion is under possession of BPCL.
3. All these aspects need be dealt with before SDM should be called upon to file the status report regarding the property.
4. Learned counsel for the appellants submits that he shall file copies of necessary documents and details with affidavit of appellant no.1. Let the needful be done within a period of 6 weeks with advance copies to the opposite counsel.
5. List for consideration on 16th July, 2022.

**SAVITRI
JOINT REGISTRAR
(JUDICIAL)**

MAY 23, 2022/sm