

\$~7 (original side)

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

+ CS(OS) 1239/2015 & IAs 6787-89/2020

DINESH MADAN ...Plaintiff

Through: Mr. Shailendra Paul, Adv.

Versus

ANIL MADAN AND ANR. ... Defendants

Through: Ms. Sonia Madan, Adv. for  
defendant no. 1  
Mr. Ashish Mohan and Mr.  
Akshit Mago, Advs. for  
defendant no. 2

**CORAM:**

**HON'BLE MR. JUSTICE C. HARI SHANKAR**

**ORDER**

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**13.08.2020**

(video conferencing)

**I.A. 6788/2020**

Allowed, subject to all just exceptions. The application is disposed of.

**I.A. 6789/2020**

1. Subject to deficient court fee being paid during the course of the day and attested affidavit being filed within 72 hours of resumption of normal court work, exemption, as sought, is granted for the present.

2. The application is disposed of.

**IA 6787/2020 (for calling of valuation report) in CS(OS) 1239/2015**

1. This application only contains a prayer for bringing the valuation report, as prepared by M/s. Dream Land designers Pvt. Ltd., situated at A-417, Shantidoor Apartment, 18-Vawsundhra Enclave, Delhi – 110096, the Valuer appointed by this Court, *vide* order dated 12<sup>th</sup> December, 2019, on record.

2. Mr. Ashish Mohan, learned counsel appearing for the Defendant No. 2 has no objection. Ms. Sonia Madan, learned counsel appearing for the Defendant No. 1, however, objects and submits that her daughter is indisposed and she is not in a position to argue on the application. She further seeks time to file a reply to this application.

3. Learned counsel for the applicant has invited my attention to orders, dated 12<sup>th</sup> December, 2019 and 13<sup>th</sup> February, 2020, which already require the report of the Valuer to be brought on record. Nevertheless, keeping in view the personal difficulties expressed by Ms. Sonia Madan and in order that she is not prejudiced, I deem it appropriate, for the present, to direct the aforesaid Valuer to place the aforesaid report on record of these proceedings, in a sealed cover on or before the next date of hearing. The sealed cover would be opened and the report would be placed on record and disclosed to other parties only after hearing Ms. Sonia Madan, for which purpose the matter is

renotified on 31<sup>st</sup> August, 2020. In the meanwhile, Ms. Sonia Madan is at liberty to file a response to this application.

**C. HARI SHANKAR, J.**

**AUGUST 13, 2020**  
*r.bararia*