



2026.06.25

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RSA 136/2018**
M/S SHYAM LAL & ORS.Appellants
Through: Mr. Deepak Gupta, Mr. Jai S
Endlaw, Mr. A Sharma and Mr. Sumer Nath,
Advocates

versus

MITHLESH DEVIRespondent
Through: Nemo

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR

% **ORDER**
18.09.2018

C.M. 38041/2018 (Exemption)

Allowed subject to all just exceptions.

RSA 136/2018 & CM 38040/2018

Learned counsel for appellants submits that impugned order is liable to be set aside as the suit for ejectment is not preceded by Notice to quit under Section 106 of *the Transfer of Property Act, 1882*.

Notice of appeal and the application be issued to respondents by ordinary process, speed post and approved courier, returnable for 19th December, 2018. Affidavit of service alongwith speed post tracking report be filed.

List on 19th December, 2018 for completion of pleadings before Registrar. *Status quo* as of today in respect of suit premises be maintained by the parties till further orders.

Dasti.

SUNIL GAUR, J

SEPTEMBER 18, 2018

v