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

+ EX.P. 56/2017

SH. DEEPAK ARORA & ORS

..... Decree Holders

Through: Ms. Kajal Chandra, Ms. Purna
Chopra & Ms. Simriti Bali,
Advocates.

versus

SMT. KAVITA ARORA & ORS

..... Judgement Debtors

Through: Mr. P.K. Dham Mr. Tarun Arora &
Mr. Mahender Gopalani, Advocates
for JD-1 to 5.
Ms. Vandana Khurana, Advocate for
JD-6 to 13(i)-(iii).

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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05.03.2024

EX.APPL.(OS) 371/2024 (u/S 151 of CPC, 1908)

1. By way of present application, the applicants/Judgment Debtor Nos. 1 to 5 seeks direction to the Decree Holders/plaintiffs to supply a copy of the site plan of the suit property filed on behalf of the Decree Holders/plaintiffs to the Local Commissioner.
2. It is submitted that the Decree Holders have not supplied the copy of the site plan to the Local Commissioner.
3. Learned counsel appearing on behalf of the Decree Holders submits that all the documents, including the site plan have been supplied to the Local Commissioner, to which, learned counsel for the applicants/Judgment



Debtor Nos. 1 to 5 denied and refuted.

4. Without getting into the controversy whether the site plan has been made available by the non-applicants/Decree Holders or not Learned counsel for the applicants/Judgment Debtor Nos. 1 to 5 shall be provided with the copy of the site plan of suit property which has been relied upon by the non-applicants/Decree Holders.

5. In view of the submissions made, the present application is disposed of in the above terms.

6. Learned counsel on behalf of the non-applicants/Decree Holders submit that the fee of the Local Commissioner has not been paid by the Judgment Debtor No. 2 who is possession of the suit property and the same has been rented out, despite which the Judgment Debtor No. 2 is not cooperative.

7. She also submits that counsel for the applicants/Judgment Debtor Nos. 1 to 5 has not been appearing before the Local Commissioner and only the parties have been appearing before the Local Commissioner.

NEENA BANSAL KRISHNA, J

MARCH 5, 2024

S.Sharma