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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(OS) 280/2017, I.A. 7096/2017, I.A. 7097/2017, I.A. 9374/2017
MRS. LATA SINGH & ORS Plaintiffs

Through: Ms. Mansi Sharma and Ms. Astha
Baderiya, Advocates.

versus

MR. MANBIR SINGH & ORS Defendants

Through: Mr. Umesh K. Burnwal, Advocate for
D1.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER
23.01.2024

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1. On the basis of the pleadings of the parties, the following issues are framed:-

- (i) Whether the title deed dated 03.02.2006 is executed in respect of the first floor of the property bearing No. 14AB, First Floor, Malviya Nagar, New Delhi-110017, is void and nonest? OPP
- (ii) Whether the plaintiffs are the original owners of the suit property? OPP
- (iii) Whether the defendant Nos. 1 and 2 are liable to be restrained from creating third party interest in the suit property?
- (iv) Whether the defendant No. 5 is liable to deliver the title deed dated 03.02.2006, to the plaintiff to get it cancelled? OPP
- (v) Whether the plaintiff is entitled to damages from defendant Nos. 3 and 4? OPP



- (vi) Whether the Agreement to Sell dated 14.12.2006, was validly executed by the defendant Nos. 1 and 2, in favour of the defendant Nos. 3 and 4? OPD3 & 4
- (vii) Whether the present suit is not maintainable under Section 18 and 34 of the Surface Act? OPD
- (viii) Whether the defendant Nos. 1, 2 and 3 hand-in-gloves with defendant No. 5 while granting loan to defendant Nos. 1 & 2? OPP
- (ix) Whether the Sale Deed dated 29.04.2011, executed by defendant Nos. 3 and 4, in favour of the plaintiff, is a valid document? OPP
- (x) Relief.
2. The parties to file list of witnesses within 15 days. The plaintiffs to file affidavits by way of examination-in-chief within four weeks.
3. Learned counsel on behalf of the defendant Nos. 1 and 2 appears in person but they failed to file the written statement. Their defence has been struck off.
4. Be listed before the learned Joint Registrar for PE on 11.03.2024.

NEENA BANSAL KRISHNA, J

JANUARY 23, 2024/RS