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

+ **CS(COMM) 1136/2018**

**MR. TOSHIKI AIBA AS THE BANKRUPTCY TRUSTEE OF
THE ESTATE OF VIPAN KUMAR SHARMA..... Plaintiff**

Through Mr.Gopal Jain, Sr.Adv. with
Ms.Sarita Sarna, Ms.Manika Munjal and
Ms.Natasha Sahni, Advs.

versus

MR. VIPAN KUMAR SHARMA & ANR..... Defendant

Through

CORAM:

HON'BLE MR. JUSTICE JAYANT NATH

ORDER

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24.09.2018

IA 13035/2018

Exemption allowed, subject to all just exceptions.

Application stands disposed of.

IA 13036/2018

Court Fees may be filed within one week from today.

Application stands disposed of.

CS(COMM) 1136/2018

Let the plaint be registered as a suit. Issue summons to the defendant
by ordinary process and speed post, returnable on 13.12.2018.

IA 13034/2018

This application is filed seeking ex parte injunction against the
defendants seeking to restrain them from alienating, disposing of, entering



into an agreement to sell and creating any third party interest in the suit property being Ground and First floor bearing No.216, Block 172, Jor Bagh, New Delhi. It is pleaded that the defendant No.1 has fraudulently defrauded its creditors, namely, the plaintiff, and has transferred the suit property in favour of defendant No.2 his brother vide gift deed dated 23.11.2015 and vide relinquishment deed dated 8.1.2016.

Issue notice to the defendants by ordinary process and speed post, returnable for the date fixed above.

In the meantime, the defendants shall maintain status quo regarding the title of the property.

Plaintiff to comply with provisions of Order 39 Rule 3 CPC within three days.

Dasti.

JAYANT NATH, J

SEPTEMBER 24, 2018

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