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

+ **CS(OS) 4/2018**

M/S M.P.S. EXIM PVT. LTD. & ORS

..... Plaintiffs

Through: Mr. Sachin Chopra, Advocate with
Mr. Shubhnit Hans, Advocate.

versus

MR. DHARMENDER YADAV & ORS

..... Defendants

Through

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **08.01.2018**

I.A. No.189/2018 (exemption)

1. Exemption allowed subject to just exceptions.

I.A. stands disposed of.

I.A. No.190/2018 (for condonation of delay)

2. For the reasons stated in the application delay of 111 days in re-filing is condoned.

I.A. stands disposed of.

+CS(OS) No.4/2018 and I.A. No.188/2018 (stay)

3. Counsel for the plaintiffs argues that there has never been any

CS(OS) No.4/2018

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agreement to sell of the plaintiffs with the defendants or any of the defendants with respect to second floor of house No.6, Block B, Kashmiri Cooperative House Building Society Limited, Pamposh Enclave, New Delhi. It is also argued on behalf of the plaintiffs that plaintiffs have repeatedly and regularly paid various amounts to the defendants for investment purposes and defendants are illegally refusing to repay the amounts due alongwith interest.

4. In view of the arguments urged on behalf of the plaintiffs, till further orders unless varied by the Court, defendants will maintain status quo with respect to possession and title with respect to second floor of house No.6, Block B, Kashmiri Cooperative House Building Society Limited, Pamposh Enclave, New Delhi. Plaintiffs will comply with the provision of Order 39 Rule 3 of Code of Civil Procedure, 1908 (CPC) within one week.

5. Summons in the suit and notices in the application be issued to the defendants, on filing of process fee, both in the ordinary method as well as by registered post AD, returnable before the Joint Registrar on 22nd March, 2018. Dasti.

VALMIKI J. MEHTA, J

JANUARY 08, 2018/Ne
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