

CS No. 592/22

Nanak Ram Sanghi And Anr

Vs.

Sevti Devi And Ors

07.09.2022

Present: Mr. Gaurav, Ld. Counsel for the plaintiff.
Mr Ram Narayan Jha, the assistant defendant no. 4.
None for defendant no. 5 and 7.

As per the report of the process server regarding service of defendant no. 1, 2 and 3 it is stated that they are not present and will return after 15-20 days.

Ld. Counsel for the plaintiff submits that the defendant no. 1 to 3 are deliberately avoiding the service. He submits that they are at the suit premises only.

The Assistant manager appearing on behalf of Defendant no 4 submits that the defendants no. 1 to 3 are present at the suit premises and defendant no. 3 has in fact transacted in the bank on 06.09.2022.

The matter is passed over at 2:00 PM for bringing on record the details of the said transactions.

Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
07.09.2022

Contd.....

At 12:41 PM

Present: Mr. Gaurav, Ld. Counsel for the plaintiff.
Ms. Kanchan Shukla, Ld. Counsel for the defendant no.6.
None for defendant no. 5 and 7.

She is apprised of the court proceedings that the matter is passed over for 2:00 PM.

**Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
07.09.2022**

At 2:00 PM

Present: Mr. Gaurav, Ld. Counsel for the plaintiff.
Mr Ram Narayan Jha, defendant no. 4.
None for defendant no. 5 and 7.
None for defendant no. 6.

The Assistant Manager on behalf defendant no. 4 has brought the RTGS details of the transactions carried out by the defendant no. 3 on 06.09.2022.

On perusal of the documents, it is found that RTGS for a sum of Rs. 4,03,000/-, 1,01,886/-, 17,824 and 17,824/- from the account of defendant no. 3 to in favour of Stock holding Corporation India Ltd. for issuance of e-stamp papers is carried out.

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Ld. Counsel for the plaintiff submits that he apprehends that the defendant no. 1, 2 and 3 will transfer the suit property if ex parte interim stay is not granted in favour of the plaintiff. He once again submits that the act of the defendant to not appear before this court today is deliberate and is motivated by *mala fide*.

Heard.

In view of the submissions made, all the defendants are restrained from creating any third party interest in the suit property bearing no. H. No. 14, Block A1, Prashant Vihar, Delhi-85, till the NDOH.

Ld. Counsel for the plaintiff is directed to comply with Order 39 Rule 3 CPC.

Issue summons by way of affixation of the present suit to defendant no. 1, 2 and 3 on filing of PF/RC & Speed Post for NDOH.

Be put up for further proceedings on **28.09.2022**.

Copy of the order be given dasti.

Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
07.09.2022