

827 Vasudev Singh Vs. Inderdev Singh

Present : Sh. Pankaj Jain, counsel for the plaintiff
Sh. Vaneesh Khanna, counsel for defendant No. 1,3
Ms. Preeti Nigam, counsel for defendant No. 2
Def No. 4,5 ex parte
Def No. 6 in person
SH. Ashwani Talwar, counsel for defendant No. 7
Sh. SC Mehta, counsel for defendant No. 8 & 9
Sh. Vansh Malhotra, counsel for defendant No. 10
Sh. Vinod Verma, counsel for defendant No. 11

Today Sh. Vasdev Singh plaintiff along with counsel Sh. Sumit Jain, Advocate suffered statement that he has no objection if the defendants are allowed to let out shop no. 39 UGF, Omaxe Mall, The Mall, Patiala and Unit no. 143-A, City Emporia Mall Industrial Area, Phase-1 Chandigarh only. He has stated that defendant no. 1 after adjusting all the prospective expenses of these shops will deposit left over amount in the bank account no. 21036 in Punjab and Sind Bank, Sector 17, Chandigarh. Thereafter, Inderdev Singh defendant no. 1 who has been identified by his counsel Sh. Vaneesh Khanna, Advocate suffered statement that he has heard the statement of the plaintiff and undertakes to let out the shops in question under written agreement and shall deposit left over amount, after adjusting all the expenses of these shops i.e. taxes and operation and maintenance charges demanded by the Government/developer in the above mentioned bank account. He has stated that his application for modification of order be disposed of accordingly. Therefore, in view of the statement suffered by the parties in the court today, the application under Order 39 Rule 4 CPC dated 15.07.2017 is accordingly disposed of and defendant no. 1 is allowed to let out the suit properties i.e. shop no. 39 UGF, Omaxe Mall, The Mall, Patiala and Unit no. 143-A, City Emporia Mall Industrial Area, Phase-1 and he shall thereafter adjusting of the prospective expenses incurred on the said shops would deposit the left over amount in bank account no. 21036 in Punjab and Sind Bank, Sector 17, Chandigarh. The application under Order 39 Rule 4 CPC filed by the defendant no. 1 is accordingly disposed of in view of the statement suffered of the parties in this regard at this stage. Accordingly, case is adjourned to 05.02.2018 for plaintiff evidence.

Dated:- 29.01.2018
Sandeep
Next date:- 05.02.2018
Purpose:-_____

(Gurkiran Singh)
CJ(JD)/CHD
UID No. PB 412