



\$~39

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

%

Judgment delivered on: 02.08.2023

+ CONT.APP.(C) 42/2023 & CM APPLS. 39090-92/2023

MUJEEB UR REHMAN & ANR.

.... APPELLANT

Versus

SHAMSUL ISLAM & ORS.

.... RESPONDENTS

Advocates who appeared in this case:

For the Appellant : Mr. Rajinder Mathur, Advocate.

For the Respondent: Mr. Mukesh Gupta, Advocate.

Ms. Anubhav Gupta, Advocate.

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

HON'BLE MR. JUSTICE MANOJ JAIN

JUDGMENT

SANJEEV SACHDEVA, J. (ORAL)

1. Appellants impugn order dated 26.05.2023, whereby certain parties have been directed to be impleaded and a report has been called for from the Sub-Registrar, MCD as well the Delhi Police on the allegation of tampering of seal, sale of the property despite stay and unauthorized construction being raised.

2. We notice that the Court has not adjudicated any rights of the



parties at this juncture and has merely called for reports from various authorities.

3. Contention of the appellants is that he has not committed any breach of order. Once the reports come, it would be open to the Court to consider as to whether there is any breach of any order of the Court or not. At this juncture, there is not even a prima facie finding that there is any breach of any order. Furthermore, in case of any adverse material comes against the appellants, it would be open to them to respond to the same in accordance with law.

4. In view of the above, we find no ground to interfere with the order dated 26.05.2023. Consequently, the appeal is dismissed.

SANJEEV SACHDEVA, J

MANOJ JAIN, J

AUGUST 2, 2023
NA