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

+ **RFA 339/2009**

**BALBIR KAUR**

.....Appellant

Through: None  
versus

**GOVT OF NCT OF DELHI**

.....Respondent

Through: None

**CORAM:**

**HON'BLE MR. JUSTICE AMIT SHARMA**

**ORDER**

**12.03.2026**

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1. This hearing has been done through hybrid mode.
2. The present appeal under Section 96 of the CPC seeks following prayers:-

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- a) This Hon'ble Court may please call for the original records pertaining to the Civil Suit No.837/08 of 2005 titled as "Smt. Balbeer Kaur Vs. Government of NCT of Delhi", decided on 29.5.2009 by the Court of Sh. Rajiv Mehra, ADJ, Delhi;
- b) To accept the Regular First Appeal of the Appellant and to set aside the impugned judgment / decree dated 29.5.2009, passed in the Civil Suit No.837/08 of 2005 by the Court of



Sh. Rajiv Mehra, ADJ, Delhi and to pass a Judgment and Decree as prayed in the same Suit,

- c) To pass a Judgment and Decree, thereby holding / declaring the Property No.25, Block-H, Rajouri Garden, Delhi, having been grossly undervalued for the purposes of execution of the Gift Deed dated 15.7.2003 and by further declaring the Gift Deed dated 15.7.2003, registered as Document No.9021, in the Additional Book No.I, Volume No.11008, on pages 116-126 dated 15.7.2005 with the Office of the Sub-Registrar, Janakpuri, New Delhi, as having been insufficiently / inadequately stamped for the purposes of stamp duty and by further passing a decree / judgment of mandatory injunction, thereby, directing the Defendant No.1 to 4 to the impounding of the Gift Deed dated 15.7.2003 with further direction to the imposition of the penalty in terms of the insufficient stamp and for recovery of the proper stamp duty and also penalty on the same;
- d) To award the cost of the present Appeal in favour of the Appellant and against the Respondents / Defendants; and
- e) To pass such other(s) which this Hon'ble Court deems fit and proper in the facts and circumstances of the case. It is prayed accordingly.

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3. None appears on behalf of the parties.
4. There was no appearance on behalf of the parties on 22.11.2024, 03.12.2024, 10.12.2024, 17.12.2024 and 21.04.2024.
5. *Vide* order dated 21.04.2024, Court notice was issued to the parties.



6. Report with regard to the notice issued to the appellant has come back unserved with remarks 'left'.
7. In these circumstances, the present appeal is dismissed in default and for non-prosecution and disposed of accordingly.
8. Pending application(s), if any, also stand disposed of.

**AMIT SHARMA, J**

**MARCH 12, 2026/rr/ah**