Most Urgent/Out at once

OFFICE OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE (HQ): DELHI

No. 23670-770 Genl./HCS/2021

Dated, Delhi the 16 AUG 2021

Sub: Copy of the letter no. 11614-X dated 09.08.2021 and this office diary No. 1291 dated 10.08.2021 along with copy of order dated 03.08.2021 passed by Hon'ble Ms. Prathiba M. Singh in Case No. FAO 36/2021 titled "Neeta Bhardwaj & Ors Vs. Kamlesh Sharma" pending before the Hon'ble High Court of Delhi for 01.09.2021 for necessary action/compliance to : -

1. All the Ld. Principal District & Sessions Judges, Delhi, New Delhi (except South District and South-East District, Saket Courts New Delhi) to send the **consolidate report** in the above said subject matter on or before **21/08/2021** to this office for onward **transmission** to the Hon'ble High Court of Delhi as desired.
2. All the Judicial Officers posted in Central District, Tis Hazari Courts, Delhi with request to submit the report on or before **21/08/2021** to this office for onward transmission to the Hon'ble High Court of Delhi as desired i.e. "Whether any case pending relating to the above said subject matter in your Court or not."
3. The Ld. Registrar General, Hon'ble High Court of Delhi, New Delhi for information.
4. PS to Ld. Principal District & Sessions Judge (HQs), Tis Hazari Courts, Delhi (for information).
5. The Chairman, Website Committee, Tis Hazari Courts, Delhi with the request to direct the concerned official to upload the same on the Website of Delhi District Courts.
6. The Director (Academics), Delhi Judicial Academy, Dwarka, New Delhi for information as requested vide letter no.DJA/Dir.(Acd)/2019/4306 dated 06.08.2019.
7. Dealing Assistant, R&I Branch for uploading the same on LAYERS.
8. For uploading the same on Centralized Website through LAYERS.



(RAKESH PANDIT)
Officer-in Charge, Genl. Branch, (C)
Addl. District & Sessions Judge,
Tis Hazari Courts, Delhi.

Encl.: As above.

C/O
01-09-2021

D-5

IN THE HIGH COURT OF DELHI AT NEW DELHI

No. 11614/20 Dt. 09/8/21



From

The Registrar General
High Court of Delhi
New Delhi.

To

1. The Principal District & Session Judge (HQs) Tis Hazari Courts, Delhi.
2. The Principal District & Session Judge, Saket Courts (South East District), New Delhi.
3. The Principal District & Session Judge, South, Saket Courts, New Delhi.
4. Ms. Neelam Singh, ADJ – 02, South East Distt., Saket Courts, New Delhi Or Successor Court
5. The Administrative Officer Judicial, Filing Counter, Delhi High Court, New Delhi.
6. The Administrative Officer Judicial, Listing Branch, Delhi High Court, New Delhi.

FAO No. 36/2021

NEETA BHARDWAJ & ORS. .....Appellant/s
Vs.
KAMLESH SHARMA .....Respondent/s

Appeal against the order dated 16-01-2021 passed by Ms. Neelam Singh, ADJ – 02, South East District, Saket Courts, New Delhi in Case No. CS No. 1010/2018.

Sir,

I am directed to forward herewith for information and immediate compliance/necessary action on/a copy of order dt. 03-08-2021 passed by Hon'ble Ms. Prathiba M. Singh of this Court in the above noted case.

Please acknowledge the receipt.

Yours faithfully,
9/8/2021
Admn. Officer (J) C-IV
For Registrar General

OIC (General)
11.08.2021

IN THE HIGH COURT OF DELHI AT NEW DELHI

FAO No. 36 OF 2021

In the matter of:

NEETA BHARDWAJ & ORS. ...APPELLANTS

VERSUS

KAMLESH SHARMA & ORS. ...RESPONDENTS

(APPEAL AGAINST THE IMPUGNED ORDER DATED 16.01.2021 PASSED BY Ms. NEELAM SINGH, LD. ADJ – 02, SE, SAKET COURTS, NEW DELHI IN CS No. 1010 OF 2018 IN CASE TITLED AS KAMLESH SHARMA VS NEETA BHARDWAJ & ORS.)

MEMO OF PARTIES

1. Neeta Bhardwaj
   W/o Late Sh. Ajay Sharma @ Ajay Bhardwaj
2. Vishal Sharma
   S/o Late Sh. Ajay Sharma @ Ajay Bhardwaj
3. Himanshu
   S/o Late Sh. Ajay Sharma @ Ajay Bhardwaj
4. Shruti
   D/o Late Sh. Ajay Sharma @ Ajay Bhardwaj
5. Priyanka Bhardwaj
   Late Sh. Ajay Sharma @ Ajay Bhardwaj

All the above appellants Residents of H.No. 6, Gali No. 1, Indra Garden Colony, Mohan Nagar, Ghaziabad, Uttar Pradesh

...APPELLANTS

Versus

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1. Kamlesh Sharma
   W/o Sh. K.C. Sharma
   D/o Late Sh. Kalicharan
   R/o H.No. 531, Chirag Delhi,
   New Delhi – 110017

...CONTESTING RESPONDENT

2. Ramesh S/o Smt. Prem Lata & Sh. Bharat Singh
3. Rakesh S/o Smt. Prem Lata & Sh. Bharat Singh
   Both Respondents No. 2 & 3 Residents of C – 1, Janakpuri, Delhi
4. Ashok @ Kalu
   S/o Smt. Shanti Devi & Sh. Jagan Nath
   R/o Village Bhartal, Delhi (Near Govt. School)
5. Kapoori Devi
   D/o Late Sh. Kalicharan & Birmo Devi
   R/o Village Dujana, District Ghaziabad, U.P.
6. Pushpa @ Pushplata
   D/o Late Sh. Kalicharan & Birmo Devi
   R/o Village Sampla, Haryana

...(2 to 6) Non Contesting / Performa Respondents

Neeta Priyanka Himanshu
Sh Rati Vishal

APPELLANTS

THROUGH

R.K. BHARDWAJ
Counsel for Appellants
Chamber No. 371, Civil Wing,
Tis Hazari Courts, Delhi – 110054
M: 9312710547
E-mail: neerajlawyer79@gmail.com

Delhi
Date: 21.01.2021

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SINGH NAYAL
Signing Date:03.08.2021 13:35:49

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

\+ **CM(M) 323/2021 & CM APPLs. 20945/2021, 20949/2021, 14178/2021 & REVIEW PET. 103/2021**

BISHAN SWAROOP ..... Petitioner

Through: Mr. Thakur Sumit, Advocate.

versus

MAHENDER KUMAR PANDEY ..... Respondent

Through: Mr. Subrat Deb, Advocate.
Mr. Mayank Yadav & Mr. Jitendra Verma, Advocates for R-1.
Mr. Neeraj Bhardwaj, Advocate for R2(iii).
Mr. K.G. Chokar, Advocate for R-17.
Mr. Manish Srivastava, Advocate of LRs (M-8826246439)

AND

\+ **FAO 36/2021 & CM APPLs. 2914/2021, 10442/2021, 10444/2021, 20904/2021, 23819/2021**

NEETA BHARDWAJ & ORS. ..... Appellants

Through: Mr. Neeraj Bhardwaj, Advocate.

versus

KAMLESH SHARMA ..... Respondent

Through: Mr. Rohit Krishan Naagpal, Mr. Akarshan Bhardwaj, Mr. Dipanshu Gaba & Mr. Aditya Kasera, Advocates for R-1 to 4 and 6.

Appearances:-
Mr. Lokesh Bhardwaj, Adv. For Plaintiff in CS SCJ/1203/2020.
Mr. R.K. Gupta, Adv. For LRs of Mr. Subhash.
Mr. Peeyush Kaushik, Advocate.
Mr. Sarvesh Bhardwaj, Advocate.

An Official Of Delhi

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Mr. Harvinder Kumar @ Mr. Sanjay Bhardwaj.
Mr. Aly Mirza, Advocate for R-10
Mr. Kush Bhardwaj, Advocate.
Mr. D.K. Singhal, Advocate for Mr. Inderjeet.
Ms. Rashmi Sharma, Advocate.
Mr. Kamal Kant Bhardwaj.
Ms. Smita Maan, Advocate.

CORAM:
JUSTICE PRATHIBA M. SINGH

ORDER

% 03.08.2021

1. This hearing has been done through video conferencing.

2. These matters pertain to the *Kalkaji Mandir*. As directed vide the last order dated 16th July 2021, the Local Commissioner's report has been received by the Court. Let copies of the Local Commissioner's report be made available by the Registry, to counsels/parties who apply for a copy.

3. Ld. counsel for the Petitioner - Mr. Thakur, submits that the affidavit in compliance of the previous order giving the details of the collections from offerings and donations during the *bari* has also been filed. The same has been perused by the Court, however the same is not on record. Let the same be brought on record.

4. Mr. Mayank, ld. Counsel for the Respondent submits that he has not received a copy of the said affidavit. Let the same be supplied by Mr. Thakur to Mr. Mayank.

5. Further to the notices issued on the last date, various parties are represented before the Court today, through counsels. For the next hearing, all the *baridars* may place on record their proposals for the maintenance/renovation of the temple complex, as also in respect of other

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practical problems faced by the *baridars* and the devotees, at least two days before the next date. Let the same be also emailed to the Court Master:

6. Mr. Khush Bhardwaj, ld. Counsel submits that the other cases are pending before the Trial Court in respect of *baridars*. Ms. Mann, ld. Counsel, who represents one of the major *baridars* also submits that there are other civil suits where the rights of the female *baridars* to conduct *puja sewa* is being challenged. Let the details/ list of the said cases be placed before this Court before the next date.

7. Mr. Chokker, ld. Counsel, submits that he has filed a fresh CM(M) vide ***Diary No. 476360/2021*** titled ***Mamchand v. Satish Kumar*** related to the *Kalkaji Mandir*, and prays that the said matter be taken up with these two matters. Accordingly, the Registry to list the said CM(M) along with these two matters, as requested.

8. The Registry is directed to ensure that any documents, proposals, notes, affidavits or pleadings filed in these matters shall be accepted and placed before this Court, irrespective of whether the filing party is impleaded as a party in these matters or not, inasmuch as these two matters are related to the *Kalkaji Mandir* and there are several *baridars* and other stakeholders who will be filing proposals and documents in the matter. Even if there is some delay in filing, the Registry is directed to not raise objections and place the filings on record.

9. As there are so many counsels appearing in these matters, ld. counsels for the parties have no objection if the matters are listed for physical hearing. Accordingly, let the matter be listed on 1st September 2021. For the said date, Court Master to explore feasibility of a physical hearing. The cause list for the next date would reflect whether the matters shall be taken up for physical hearing or virtual hearing. Counsels may appear and make submissions accordingly. List on 1st September, 2021 at 2.30 PM.

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AUGUST 3, 2021
Rahul/RC/Ak

PRATHIBA M. SINGH, J.

True Copy
09/08/21

DELHI HIGH COURT
NEW DELHI