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

\# **CNR No. DLHC010808962024**

\+ CS(OS) 910/2024

DEEP SHARMA & ORS. .....Plaintiffs

Through:

versus

VIKRAM HARYANI & ORS. .....Defendants

Through: Mr. Himanshu Sachdeva and Mr. Sachin Sharma, Advs.

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

O R D E R

% 17.09.2026

I.A. 25484/2026

1. This Application under Order XXVI Rule 9 of the CPC has been filed on behalf of the Defendants for appointment of a Local Commissioner.

2. It is the case of the Applicants/Defendants that the Plaintiffs are attempting to interfere with the possession and enjoyment of the Suit Property and that physical feature and existing condition of the Suit Property will be altered by the Plaintiffs during the pendency of the present Suit. It is also stated by the learned Counsel for the Defendants that Plaintiffs have created third party rights in the Suit Property.

3. Learned Counsel appearing for the Plaintiffs candidly admits that third party rights have been created by the Plaintiffs over the Suit Property.

4. In view of the above, this Court is of the view that in order to

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ascertain the ground situation, it is expedient to appoint a Local Commissioner.

5. Accordingly, Mr. Yatharth Chugh, Advocate (Mob: 8700395430) is appointed as a Local Commissioner to inspect the Suit Property.

6. The learned Local Commissioner is directed to inspect the Suit Property, take photographs and give a detailed report regarding the actual possession of the parties on the Suit Property.

7. The fee of the Local Commissioner is fixed at Rs.1,50,000/- to be shared equally by the Plaintiffs and the Defendants.

8. The learned Local Commissioner is directed to visit the Suit Property on 26.09.2026 at the time suitable to the Plaintiffs and the Defendants. The Local Commissioner is also directed to give an advance notice to the learned Counsels for the Plaintiffs and the Defendants before visiting the Suit Property.

9. The Local Commissioner is directed to hand-over the report and the photographs in the Court on the next date of hearing.

10. List on 29.09.2026.

11. The date already fixed in the Suit, i.e. 22.09.2026, stands cancelled.

SUBRAMONIUM PRASAD, J

SEPTEMBER 17, 2026
Rahul

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