

28.05.2025

Present: Sh Sachin Upadhaya Ld Counsel for plaintiff.
Sh Mukul Tyagi Ld Counsel for defendant.

This is an application under the provisions of Order 1 Rule 8 CPC vide which the defendant is contending that defendant no 1 be permitted to defend the suit for and on behalf of all the defendants. Order 1 Rule 8 CPC applies to a suit/defend in a representative capacity. The present suit has been filed seeking reliefs to the defendant in their individual capacities.

Ld counsel for the defendant no 1 to 4 submits that he is not pressing his application filed under the provisions of Order 1 Rule 8 CPC, the same is dismissed as withdrawn.

Ld counsel for the plaintiff submits that in view of the objection taken by defendant no 1 to 4 in his application filed under the provisions of Section 10 of the Court Fees Act the plaint needs to be amended. He seeks some time to do the needful.

Let a copy of the application u/s 10 under the Court Fees Act, reply to the application under Order 39 Rule 1 & 2 CPC be supplied to Ld counsel for the plaintiff.

Ld Counsel appearing on behalf of defendant submits that he has till date not received a copy of the documents filed alongwith the plaint which have been supplied only today in the court.

Ld counsel for the defendant is directed to file WS within 30 days from today with advance copy to the opposite side.

Re-notify the matter for completion of pleadings on **16.09.2025**.

Interim order to continue till the NDOH.

(Sachin Sood)
DJ-01 (Central)

THC, Delhi/28.05.2025.