

07.03.2026

Fresh suit u/O XXXVII CPC received by way of assignment. It be checked and registered.

Present: Ld. Counsel for plaintiff through VC.

1. Plaintiff has sued the defendants *inter alia* on the ground that he was illegally terminated by D-1 and therefore, he is entitled to salary, compensation of 1 month salary and compensation for mental harassment.
2. The suit is filed u/O XXXVII CPC and no written agreement has been brought to my notice wherein it was agreed between the parties that for mental harassment a compensation of Rs.2.5 lacs [as prayed in prayer (c)] shall be paid to plaintiff on his termination. Thus, the present suit is not maintainable u/O XXXVII CPC.
3. Ld. counsel for plaintiff submits that present suit be treated as an ordinary suit. In view of the same, present suit is treated as an ordinary suit for recovery.
4. Now, D-2 to D-6 are stated to be CEO/Managers working for D-1. On court query, D-1 is stated to be a private limited company. If the same is true, any liability for illegal termination shall be of D-1 only and no personal liability of D-2 to D-6 can be fixed on the basis of the same.
5. Counsel submits that D-2 to D-6 may be deleted from the array of parties. **Accordingly, D-2 to D-6 are deleted from the array of parties.**

6. Perusal of plaint shows that the complete of D-1 is not mentioned in the array of parties by the plaintiff. Counsel for plaintiff seeks time to bring on record the complete name of D-1.
7. Renotify on 30.03.2026.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
07.03.2026