

18.12.2025

Present: Ms. Neelam Singh, Ld. counsel for plaintiff with plaintiff.  
D-1 and D-2 are ex-parte.  
Ld. counsel for D-4 and D-5.  
D-7 to D-10 in person.  
D-3 and D-6 not served.

1. Plaintiff has moved an application to serve D-3 and D-6 through substituted mode. Counsel for plaintiff submits that the only known address of D-3 and D-6 has already been filed and thus, said defendants be served through publication. In such circumstances, let summons to D-3 and D-6 be served through publication in 'Statesman' and 'Virat Vaibhav'. The application is disposed off.
2. Summons to D-3 and D-6 be also affixed outside the court room.
3. D-7 to D-10 submit that D-11 could not appear today because she is expecting a child and they represent the interest of D-11 also. Said submission is taken on record.
4. D-8 to D-11 are sought to be impleaded as LRs of Satish (since deceased) and in that direction, plaintiff had moved an application u/O I Rule 10 CPC. In the same application, plaintiff has also sought to seek amendment to the plaint which may be necessary on account of impleadment of D-8 to D-11.
5. The said application was filed on 09.05.2025.
6. It is pertinent to note that initially only D-7 (one of the LRs of Satish) was made party to the suit and during trial when this fact was pointed out by counsel for D-4 and D-5, plaintiff has moved the present application.
7. D-8 to D-10 on their behalf; and the said individuals on behalf of D-11

submit that they have no objection in case they are made parties to this suit. Accordingly, the present application is allowed. **D-8 to D-11 are made parties to the present suit.**

8. The said defendants as well as counsel for D-4 and D-5 submit that they have no objection in case the amendment sought in the plaint are also allowed. Accordingly, the prayer made in the above application seeking amendment is also allowed.
9. The proposed plaint filed on 09.05.2025 is taken on record. **Ahmad is directed to tag the same properly.**
10. During hearing, it transpires that the memo taken on record vide order dated 17.10.2025 has an error in the description of D-6. Plaintiff undertakes to file a corrected memo within two days from today failing which plaintiff shall deposit a cost of Rs.10,000/- in DLSA, North East.
11. All the defendants are at liberty to file their amended written statement/fresh WS within 30 days from today with copy to the other side.
12. At this stage, counsel for D-4 and D-5 submits that the amendment made to the plaint is formal in nature and therefore, the said defendants do not wish to file any amended WS. Said submission is taken on record.
13. List for completion of pleadings and further proceedings on 29.01.2026.

AASHISH GUPTA  
DJ-01/NE/KKD/DELHI  
18.12.2025