

30.03.2021

Present : Sh. K.R. Rana, Advocate, for the plaintiffs with plaintiff no.1 in person.  
Sh. Nazim Hussain, Advocate, for the defendant no.1, 3, 4, 5 and 8 with defendant no.1, 3 and 4 in person.  
None for the remaining defendants.

Matter is fixed for reply and arguments on the application under Order XXXII Rule 3 r/w Sec. 151 CPC moved on behalf of the plaintiff no.1 for appointment of the guardian for plaintiff no.3, 4 and 5.

Today, an application under Section 151 CPC has been moved by plaintiff no.1 for informing the court that plaintiff no.3 Daraksha has become major. Copy supplied.

**In the interest of justice, the application is allowed.**

Reply to the application under Order XXXII Rule 3 r/w Sec. 151 CPC has already been filed. Copy of the same is stated to have been received.

Arguments on the aforesaid application heard. Record perused.

It is submitted by learned counsel for defendants no.1, 3, 4, 5 and 8 that he has no objection if the application under Order XXXII Rule 3 r/w Sec. 151 CPC is allowed. Remaining defendants have not contested the present application.

On perusal of record, it is revealed that the applicant/plaintiff no.1 is the mother and natural guardian of plaintiff no.4 and 5 and her interest is not adverse to that of plaintiff no.4 and 5. In these circumstances, there is no impediment in allowing the present application. Hence, the

application under Order XXXII Rule 3 r/w Sec. 151 CPC is partly allowed and plaintiff no.4 and 5 are directed to be represented through plaintiff no.1. Since, plaintiff no.3 Daraksha has become major, she shall be contesting the suit in the individual capacity. The application is disposed off accordingly. **Plaintiffs are directed to file amended memo of parties.**

Parties are directed to file their affidavit of admission/denial of documents with advance copy to the opposite side against receiving.

List for admission-denial of documents / framing of issues on **15.07.2021**.

**MONA TARDI KERKETTA**  
**ADJ-01/NE/KKD/DELHI**  
**30.03.2021**