

27.07.2023

Present: Sh. Jitender Kumar, Id. Counsel for plaintiff.
Sh. Partap Paliwal, Id. Counsel for defendant no.1 to 4 and 8.
Defendant no.5 to 7 in person.

Matter is fixed for service of defendant no.6 and 7 to the application of plaintiff under Order VIII rule 10 r/w Sec.151 CPC / consideration on the aforesaid application. Steps not taken for the service of defendant no.6 and 7, however they are present in the court.

Arguments on the application under Order VIII rule 10 r/w Section 151 CPC heard in part. During the course of arguments, it is submitted by Id. counsel for plaintiff that he wishes to withdraw the application in hand. Token signatures of Id. counsel for plaintiff is taken on ordersheet qua said effect. In view of the same, the present application of plaintiff is dismissed as withdrawn.

It is submitted by Id. counsel for defendant no.1 to 4 and 8 that he has not received the copy of plaint filed on behalf of plaintiff alongwith documents. Copy supplied. Defendant no.1 to 4 and 8 are directed to file written statement by the next date with an advance copy to the opposite party a week before the next date of hearing against receiving.

At this stage, it is submitted by defendant no.5 to 7 that they have no objection to the passing of preliminary decree of partition qua the suit property in the present. Token signatures of defendant no. 5 to 7 are taken on ordersheet qua said effect.

Be put up for replication to the written statement of defendant no.1 to 4 and 8 / arguments on the interim application on 25.09.2023.

(GEETANJALI)
ADJ-01/NE/KKD/DELHI
27.07.2023

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