

10.02.2026

Present: Sh. A.H. Khan, Ld. counsel for plaintiff.
Ld. counsel for D-1.
Sh. Y. K. Sharma, Ld. counsel for D-8 to D-10.
None for other defendants.

1. Plaintiff has preferred an application *inter alia* u/s 114 CPC seeking review of order dated 03.12.2025 whereby D-8 to D-10 were impleaded as defendants in the matter. Copy not supplied.
2. A perusal of the said application would show that plaintiff is re-agitating the arguments already made while deciding the application of impleadment of D-8 to D-10. There is no error apparent on the record which may give a cause to the plaintiff to seek review of the aforesaid order. It was argued on behalf of the counsel for plaintiff that the applicants (who were impleaded as D-8 to D-10 vide order dated 03.12.2025) had not filed a proper copy of the marriage certificate of their mother with their father and therefore, the marriage of applicants' parents is not recognized under Muslim Law. The said contention was available to the applicants at the time of hearing of the impleadment application also.
3. Be that as it may, merely impleading a party to the suit shall not mean that the court has given any finding about the validity of the marriage of parents of D-8 to D-10. The said order dated 03.12.2025 has been passed on the ground that possibly the said applicants (now D-8 to D-10) may have a share in the suit property as they are children of Shama Parveen (who is the sister of the parties in this suit). On her death, the said persons i.e. D-8 to D-10 shall have a

share and thus, in this suit, they were made a party.

4. Considering the same, the application is misconceived. It is dismissed.
5. D-8 to D-10 have moved a separate application seeking supply of paper book. Application is allowed. D-8 to D-10 should be supplied the entire paper book within seven days from today failing which plaintiff to pay a cost of Rs.20,000/- to D-8 to D-10. I may note that this direction was already made in para 14 of order dated 03.12.2025 despite which the same has not been complied with.
6. List for completion of pleadings and consideration of application moved by other parties (except D-8 to D-10) qua settlement between the said parties on 09.04.2026.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
10.02.2026