

18.03.2026

Present: Petitioner no. 1 and 3 in person.
Sh. Mohit Sharma, Ld. Counsel for petitioners through VC.
Ms. Surbhi Sinha, Ld. Counsel for R-2 through VC.
None for R-1, R-3 and R-4 (**R-3 and R-4 *ex-parte* vide order dated 17.01.2019 and 25.10.2018, respectively).**

Today matter is listed for reply and arguments on application under Order VI Rule 17 CPC R/w Section 151 CPC.

At this stage, Ld. Counsel for petitioner submits that he does not wish to pursue his earlier application under Order I Rule 10 (2) CPC and wants to withdraw the same with liberty to file it afresh, in accordance with law. Heard.

In view of the submissions, the aforesaid application under Order I Rule 10 (2) CPC dated 12.11.2025 is disposed of as dismissed with liberty to file it afresh, in accordance with law.

At this stage, Ld. Counsel for the petitioner has filed application under Order I Rule 10 (2) R/w Section 151 CPC for deleting the respondent no. 2 from the arrays of parties. **It be checked and registered.** Same be taken on record. Copy already supplied.

IA No. 2/26 dated 18.03.2026

Ld. Counsel for R-2 fairly submits that she does not have any objection to the aforesaid application and the same may be allowed and R-2 be deleted from the arrays of parties. Heard.

For the reasons mentioned in the application as well as considering the submissions made by the parties and also no objection

given by the Ld. Counsel for R-2, the aforesaid application is disposed of as allowed. *R-2 is hereby deleted from the arrays of parties.*

Petitioners are directed to file the amended memo of parties within a week.

Perusal of record shows that as per the amended memo of parties filed along with the application under Order VI Rule 17 CPC, Sh. Dinesh Kumar Jain (who is already deleted from the arrays of parties), is mentioned as R-2 to which Ld. Counsel for plaintiff seeks time to file amended memo of parties in that regard. Heard. Be filed.

Let notice of the aforesaid application under Order VI Rule 17 CPC be issued to the remaining respondents, subject to filing of amended memo of parties, through all permissible modes, on filing of PF, returnable for NDOH. PF be filed within a week.

Matter is adjourned.

Matter be listed for consideration on aforesaid applications on 04.06.2026.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/ 18.03.2026