

26/03/2024 CORAM-H.H.J. DR. (SMT.) SRISHTY NEELKANTH
(C. R. NO. 1)

97/2024

Adv. Anita Singh for plaintiff present.

Adv. Kalawadia for defendant nos. 1 present.

Adv. Akash Gupta for deft no. 2 and 3 present.

KB, later on, same appearance

Exh. 6 Adv for deft no. 3 filed vakalatnama. t.o.r.

Advocate for the plaintiff tendered Original Notice of motion

No. 335/2024 alongwith supporting affidavit. t.o.r.

Exh. 7 Adv for plaintiff filed an application for withdrawal of the suit with
liberty to file fresh suit. t.o.r.

Sayed Ahmed Khan - POA holder of plaintiff present.

Other side to say.

Adv. for defendant nos 1 to 3 filed say on Exh. 7 itself.

Heard both sides.

ORDER

Learned advocate of the plaintiff submits that there is a fresh cause of action.

Considering the same, the plaintiff is allowed to withdraw the suit with liberty to
fresh suit. Hence, following order is passed -

1) Application below Exh. 7 is allowed.

2) Civil Suit 97/2024 is disposed of as withdrawn.

3) Court fees be refunded as per rules.

4) Accordingly Notice of motion no. 335/2024 disposed of

Judge