

Order no. 04

Dt. 17.04.2025

Today is fixed for hearing of withdrawal petition filed by plaintiff.

Plaintiff is present by filing hazira.

Defendant is present by filing hazira.

Plaintiff files affidavit in chief in respect of withdrawal petition.

Defendant no. 1 files no objection in respect of withdrawal petition.

Ld. Advocates of both sides are present.

Record is taken up for hearing the petition for withdrawing the suit without liberty to institute it afresh.

Heard the Ld. Advocates of both sides.

Perused the suit record.

Plaintiff no. 2 Ritesh Mittal is present and he has been examined on behalf of himself and other plaintiffs on dock as P.W. 1 in respect of withdrawal petition dated 13.04.2026 in full and discharged.

Defendant no. 1, Nanda Kishore Agarwal is present and he has been examined on dock as D.W. 1 concerning the withdrawal petition in full and discharged.

Ld. Advocate for the plaintiff prays for withdrawal of this suit.

Ld. Advocate for the defendant no. 1 raised no objection.

In the petition, the plaintiff pray for withdrawal of the suit on the ground that the dispute has been amicably settled by the parties of this suit. The petition is supported by affidavit and also plaintiff no. 2 deposed with regards to the withdrawal petition.

Having heard and on going through the materials on record it appears that the plaintiff does not want to proceed with the suit. This Court do not find any impediment to allow this petition for withdrawal of this suit.

Hence, It is,

Ordered

that the petition dated 13.04.2026 for withdrawal of the instant suit, be and the same is allowed.

Let the suit be and the same be withdrawn without liberty to sue afresh in consistence to its subject matter.

Interlocutory order, if any, stands vacated from this day.

Thus, the suit is disposed off by way of withdrawal.

Note in TR and CIS.

D/C by me

Civil Judge(Jr. Division), Ksg.

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