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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 60/2019**

S. BHAG SINGH & ORS.

..... Plaintiffs

Through: Plaintiff No.2 in person, LR-A of
plaintiff no.1 and for plaintiff no.3.

versus

M/S HARISONS AND ORS.

..... Defendants

Through: Ms. Shweta Kapoor, Adv. for Mr.
Lovdeep Singh and Ms. Garima
(LRs)
Mr. Vivek B. Saharya, Adv. for D-1
to 3.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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17.01.2023

Rev. Pet.193/2019

1. The instant review Petition is directed against the order dated 23.08.2017, whereby an application of Sh. Navdeep D. Gahunia was allowed and the said applicant was impleaded as defendant no.4. Admittedly, CM(M)-69/2018 was filed against the aforesaid order dated 23.08.2017, which was disposed of vide judgment/order dated 12.12.2019. The operative portion of the said judgment/order dated 12.12.2019 is as under:

“The admitted position is that Late Mr. Bhag Singh is survived by five children, as enumerated hereinabove. The present suit is one in which eviction of the tenant is being sought. Due to the disputes pending amongst the legal heirs, the Defendants/Respondents continue to occupy the suit property. The inter-se disputes amongst the legal heirs



is not to be adjudicated in the present suit. One of the sons of Late Mr. Bhag Singh is already petitioner no.2. The remaining children of Late Mr. Bhag Singh are accordingly impleaded as plaintiff nos. 1(A), 1(B),1(C) and 1(D). Insofar as Mr. Lovdeep Singh Gahunia is concerned, since he claims to have a right in the suit property, he shall be impleaded as defendant no.4 in the suit so that his interest are also safeguarded.”

2. In view of the aforesaid order dated 12.12.2019 passed by this Court, in the context of a challenge to the order dated 23.08.2017, the present Revision Petition seeking review of the order dated 23.08.2017 is rendered infructuous. This position is not controverted by learned counsel for the review petition.

3. Accordingly, the present application is dismissed.

IA No.6548/2019

4. Respective counsel for the parties are in agreement that in light of the order dated 12.12.2019, passed in CM(M)-69/2018, the prayer sought in this application does not survive. As such, the present application is dismissed.

IA No.6549/2019

List for further consideration on 10.05.2023.

IA No.4261/2021

List for further consideration on 10.05.2023.

CrI.M.A.17207/2020

Renotify on 10.05.2023.

SACHIN DATTA, J

JANUARY 17, 2023/cl