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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **FAO 121/2025**

SANJAY JAIN

.....Appellant

Through: **Mr. Yash Narayan Trivedi and
Mr. Anubhav Dubey, Advs.**

versus

SAKSHI JAIN AND ANR

.....Respondent

Through: **None.**

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

% **23.05.2025**

1. The hearing is being conducted through hybrid mode.
2. The appellant is preferring the present appeal under Order XLIII Rule 1(a) read with Section 151 of the Code of Civil Procedure, 1908 ['CPC'] for setting aside the order dated 27.01.2025, whereby the learned District Judge-06, West District, Tis Hazari Courts, Delhi, has allowed the application of the respondents/defendants under Order VII Rule 10 of the CPC and the plaint has been returned for lack of territorial jurisdiction.
3. No one is present for the respondents despite sending advance notice.
4. The dispute is between the appellant/plaintiff/mother-in-law and the respondent No.1/daughter-in-law. It appears that due to a marital discord, the respondent No.1 has been living separately at Shamli, Muzaffarnagar District, Uttar Pradesh and it appears that in order to settle the marital dispute between her son and the respondent No.1/daughter-in-law, several negotiations took place in Delhi as well



as in Shamli and pursuant to which certain demands were made in Delhi and a total sum of Rs. 25 lakhs were given to the respondent No.1. It is contended that the settlement talks have failed and therefore, now the appellant is seeking a refund of the amount which has been paid to the respondent No.1.

5. The plea that the substantial cause of action has arisen within the jurisdiction of Delhi requires a deeper examination.

6. Let notice of the present appeal be issued to the respondents by all permissible modes including *via* approved courier as well.

7. Re-notify on 24.09.2025.

DHARMESH SHARMA, J.

MAY 23, 2025/sp/sa