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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 1177/2023, CM APPL. 37868/2023 & CM APPL. 41272/2023**
SH. AMIT MUDGALPetitioner

Through: Mr. P.K. Rawal, Mr. Tarun Agarwal,
Mr. Vasu Vibhav Purohit, Mr. Akhil
Sigh, Advs.

versus

SHRI SANJAY GUPTA (HUF)Respondent
Through: Mr. S.D. Dixit & Mr. Vatsal Agarwal,
Advs.

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
13.08.2025

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1. The prime contention coming from the side of petitioner is to the effect whether an Order XV-A CPC can be passed in a suit which has been filed under Section 6 of Specific Relief Act, 1963.
2. It is submitted that in a summary procedure invoked under Section 6 of Specific Relief Act, the plaintiff cannot be permitted to seek damages. In this regard, reliance is placed upon the judgment of this Court in *Dharam Bir v. Ancha Devi*, 1994 RLR 31.
3. Mr. S.D. Dixit, learned counsel for respondent seeks time to advance arguments on the abovesaid aspect.
4. List on 28.10.2025.
5. Be shown at top of the board.

MANOJ JAIN, J

AUGUST 13, 2025/ck/js