

* IN THE HIGH COURT OF DELHI AT NEW DELHI
+ CS(OS) 42/2017
SH SAURAV AGGARWAL & ORS Plaintiffs

versus

Through: Ms. Avnish Ahlawat, Advocate
alongwith Ms. Latika Chaudhary and
Mr. Gurpreet Singh, Advocates for
Caveator.

ORDER
31.01.2017

Since the caveator has put in appearance, the caveat nos. 93/2017, 94/2017 and 95/2017 stands discharged.

Let the suit be registered.

Ms. Avnish Ahlawat, Advocate appearing for the Caveator has submitted that under the instructions of Secretary of defendant no. 1, defendant withdraws the notice dated 25.01.2017.

In view of the withdrawal of this notice, no cause of action concerning the said notice exists in favour of the plaintiff. The prayer clause (a) to (d) in the suit therefore has become infructuous.

Learned counsel for the plaintiff has submitted that his relief for rendition of account still subsist and the notice be issued to the defendant. Learned counsel for defendant has submitted that defendant no. 8 whose accounts were asked to be rendered by the plaintiff is neither a member in that school nor in the Managing Committee of the school, thus does not have legal rights *qua* that defendant. Learned counsel for plaintiff seeks time to advance his contention.

List on 14.03.2017.

DEEPA SHARMA, J

JANUARY 31, 2017

sapna