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

+ **CS(OS) 433/2020, I.A. 12287/2020 and I.A. 20690/2025**

RAKESH KUMAR SAXENA

.....Plaintiff

Through: Ms.Preeti Singh, Ms.Sakshi and
Mr.Sunklan, Advocates.

versus

DR. ASHOK SAXENA & ORS.

.....Defendants

Through: Mr.Rajeev Saxena, Sr. Advocate with
Ms.Megha Saxena, Mr.Shaurya
Dahiya and Ms.Shreya Bhatnagar,
Advocates for D-1(a) to 1(c).
Mr.Saurabh Dev Karan Singh and
Mr.Darshan Sejwal, Advocates for D-
2A.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER

% 02.09.2025

I.A. 21075/2025

1. Learned counsel appearing on behalf of the plaintiff seeks liberty to withdraw the instant application with liberty to approach the concerned authority.
2. Liberty, so prayed, is granted.
3. The instant application stands disposed of.

I.A. 20690/2025

1. With the consent of the parties, the Court passes a preliminary decree holding the parties to be entitled for shares in the suit property bearing No. 1



in Block-23 (also known as 23/1), land measuring 1648.88 sq. Yds. situated in the layout plan of Roshnara Ext. Scheme, Shakti Nagar, Delhi-110007 as follows:

- (i) *Plaintiff for 50% share;*
- (ii) *Defendant no.1 for 37.5% share;*
- (iii) *Defendant no.2A for 12.5% share.*

2. Let decree sheet be drawn accordingly.

3. In view of the aforesaid, the instant application stands disposed of.

CS(OS) 433/2020

1. In the meantime, let the parties to appear before the Delhi High Court Mediation & Conciliation Centre for exploring the possibility of mediation with respect to modalities of the division of the share amongst the parties.

2. List before the mediation centre on 18.09.2025.

3. Thereafter, list before the Court on 26.02.2026.

PURUSHAINDR KUMAR KAURAV, J

SEPTEMBER 2, 2025

Nc/amg