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

+ **CS(OS) 598/2021**

PUNIT BERIWALA

.....Plaintiff

Through: Mr. Trideep Pias, Sr. Adv. with Ms. Sahiba Singh, Ms. Sakshi Jain, Ms. Saloni Ambastha, Ms. S. Abinaya, Mr. Manmeet Singh and Mr. Madhav Kumar, Advs.

versus

BHAI MANJIT SINGH HUF & ORS.

.....Defendants

Through: Mr. Suresh Dobhal and Mr. Ekansh Mishra, Advs. for D-1, 3 and 4.
Mr. Sanat Garg, Adv. for D-2.
Ms. Manu Nair and Mr. Manik Singh, Advs. for proposed defendant no.5.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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15.05.2026

I.A. 3372/2022 (under Order 1 Rule 10(4) read with Section 151 CPC by plaintiff)

1. By way of present application plaintiff seeks impleadment of proposed defendant no.5 to whom the defendant no.1 has sold the suit property during pendency of the present suit.
2. Learned counsels appearing on behalf of defendants, as well as, proposed defendant no.5 on instructions state that they have no objection in case the present application is allowed, without prejudice to their respective



rights and contentions.

3. In view of the above, without prejudice to the rights and contentions of the defendants and the proposed defendant no.5, the application is allowed.

4. The proposed defendant no. 5 is impleaded as defendant no.5 in the present suit.

5. The amended memo of parties annexed with the application is taken on record.

6. The application is disposed of.

I.A. 3375/2023 (under Order VI Rule 17 read with Section 151 CPC by plaintiff)

7. The present application has been filed by the plaintiff seeking amendment of the plaint on account of subsequent developments having taken place during pendency of the suit.

8. It is stated that during pendency of the suit, defendant no.1/HUF has sold the suit property to the newly added defendant no.5, which has necessitated the filing of present application.

9. Learned counsels for the defendants submit that they have no objection in case the present application is allowed. Accordingly, the application is allowed, without prejudice to the rights and contentions of the defendants.

10. The amended plaint filed along with the present application is taken on record.

11. The application stands disposed of.

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12. Let defendants file their written statements to the amended plaint



within the period as available under the law.

13. Replication be filed by the plaintiff within the time prescribed under the law.

14. List before learned Joint Registrar for completion of pleadings, admission/denial of documents and marking of exhibits on 08.09.2026.

I.A. 7516/2026 (under Order VIII Rule 1 by D-1, D-3 and D-4) & I.A. 7565/2026 (under Order VIII Rule 1 CPC by D-2)

15. In view of the defendants having been given liberty to file fresh written statements to the amended plaint, the present applications have been rendered infructuous and disposed of as such.

I.A. 15082/2021 (under Order XXXIX Rules 1 and 2 by plaintiff)
I.A. 15083/2021 (under XXXVIII Rule 5 read with Section 151 CPC by plaintiff)

16. Mr. Trideep Pias, learned senior counsel appearing on behalf of plaintiff seeks to withdraw the present applications in view of the two subsequent applications i.e. I.A. 3633/2022 and I.A. 3371/2022 having been filed by the plaintiff under the same provisions claiming identical relief.

17. The applications are dismissed as withdrawn.

I.A. 3633/2022 (under Order XXXIX Rules 1 and 2 read with Section 151 CPC) and I.A. 3371/2022 (under Order XXXVIII Rule 5 read with Section 151 CPC)

18. Pleadings *qua* defendant nos.1 to 4 is complete.

19. Let defendant no.5 file his reply to the present applications within a period of four weeks.

20. Rejoinder thereto, be filed before the next date.

21. Re-notify before Court on 13.10.2026.



I.A. 4294/2022 (under Section 148 CPC read with Section 151 CPC by D-1 to D-4)

22. Learned counsel appearing on behalf of defendant nos. 1, 3 and 4 and learned counsel appearing on behalf of defendant no.2 seeks to withdraw the present application as it has been rendered infructuous.

23. The application is dismissed as withdrawn.

VIKAS MAHAJAN, J

MAY 15, 2026
N.S. ASWAL