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

+ **CS(OS) 600/2019**

HEM MANOHAR & ANR.

..... Plaintiffs

Represented by: None.

versus

RACHNA GUPTA & ORS.

..... Defendants

Represented by: Ms.Sumedha Dang, Advocate for
defendant Nos.4 and 5.
Mr.M.K. Shah, Advocate for defendant
No.6.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

% **15.01.2020**

I.A. 402/2020 (under Order VII Rule 11 CPC-by defendant Nos.4 and 5)

1. By this application, defendant Nos.4 and 5 who are impleaded as sub-lessee of defendant No.3 by the plaintiffs, seek rejection of the plaint on the ground that in view of the averment in the plaint itself that the rental was ₹3,000/- per month, the suit is not maintainable as only a petition under the Delhi Rent Control Act would lie.
2. Notice be issued to the plaintiffs/non-applicants and the other non-applicants.
3. Learned counsel for the defendant No.6 accepts notice.
4. Notice be issued to the other non-applicants on the applicant taking steps through ordinary and dasti process and also through the learned counsel, returnable on 17th February, 2020, the date already fixed before Court.

MUKTA GUPTA, J.

JANUARY 15, 2020/‘vn’