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

+ **CS(OS) 36/2024**

SAHEBDEI AND ORS

..... Plaintiff

Through: Mr. Umang Mahindra, Adv. for
P-1 & 2 (appeared through VC)
Mr. Akil Rataeeya, Mr. Armaan
Rataeeya, Ms. Aroma Rataeeya,
Mr. Harsh Gulia & Mr. Sunny
Dagar, Advs.

versus

SANTOSH DEVI AND ORS

..... Defendant

Through: Mr. Ramit Sehrawat, Adv. for D-
1 to 5 (appeared through VC)
Mr. Siddharth Chaudhary & Ms.
Preeti, Advs. for D-6, 7 & 8
Mr. Rohit Kumar, Adv. for D-9 to
11

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)

ORDER

27.11.2024

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I.A.No.31913/2024 (under Order XXXII Rule 3 r/w
Section 151 CPC filed on behalf of defendant no.6 for
appointing her as guardian of defendant nos.7 & 8)

1. No reply to the captioned IA has been filed.
2. Learned counsel for the plaintiff as well as learned counsel for defendant nos.1 to 4 and defendant nos.9 to 11 submit that they do not wish to file reply to the captioned IA and they have no objection, if the captioned IA is allowed.



3. Arguments heard. Record perused.
4. It is averred in the application that defendant no.6 is the mother of defendant nos.7 & 8, who are minor. Learned counsel for defendant no.6, 7 & 8 submits that the defendant no.6 may be appointed as guardian-ad-litem of defendant nos.7 & 8 being mother as the defendant no.6 has no adverse interest as that of defendant nos.7 & 8.
5. In view of the no objection furnished by learned counsel for the plaintiff as well as learned counsel for defendant nos.1 to 4 and defendant nos.9 to 11 and also in view of the fact that it is not disputed that the defendant no.6 has no adverse interest as that of defendant nos.7 & 8, the captioned IA is allowed. Defendant no.6 is appointed as Guardian-ad-litem of defendant nos.7 & 8 to look after their interest in the present suit.
6. IA stands disposed of.

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7. As per office note, written statement filed on behalf of defendant no.1 to 4 has been returned under objection. Learned counsel for defendant no.1 to 4 is requested to check it up with the Registry and have the same placed on record.
8. Let the pleadings be completed as per law.
9. Learned counsels for the parties submit that the matter may be placed before the Hon'ble Court on the date already fixed and they will make appropriate submissions before the Hon'ble Court.



10. At joint request, list the matter before the Hon'ble Court for further directions on the date already fixed i.e. **11th December, 2024.**

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
NOVEMBER 27, 2024/nk
Click here to check corrigendum, if any