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

+ **CS(OS) 2376/2013**

M/S KUSHAL INFRAPROJECT INDUSTRIES INDIA LTD

..... Plaintiff

Through: Mr.B.S.Mann, Ms.Smita Mann,
Mr.Vishal Maan and Mr.Naresh
Maan, Advocates

versus

BHOOM SINGH & ORS.

..... Defendants

Through: Mr.Rahul Sharma, Adv. for D-1 to D-
6 and proposed defendants 1 to 4.
Mr.Rohan Ahuja and Ms.Sonali Dhir,
Advocates for proposed defendant 7.
Mr.Anand Yadav, Adv. for proposed
defendant 12, 13 and 14.

CORAM:

HON'BLE MS. JUSTICE DEEPA SHARMA

O R D E R

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10.02.2017

I.A.6752/2016 (u/O 1 R 10 r/w O 6 R 17 and S.151 CPC)

Learned counsels for the defendants have submitted that they have no objection if the request of the plaintiff is allowed subject to their rights to challenge the suit on merits. It is further submitted that the amendment sought in this application is not confined to the proposed defendants but include other facts and therefore proposed amended plaint cannot be taken on record. Learned counsel for the plaintiff has submitted that she withdraws the part of her application under Order 6 Rule 17 ÇPC which deals with other defendants on record with permission to file an appropriate application.

In view of the submission on behalf of the defendants, part of the application filed under Order 1 Rule 10 of the Civil Procedure Code is allowed only to the extent it relates to the proposed defendants. Proposed defendants 7 to 14 are allowed to be added. Amended Memo of Parties filed shall be placed along with the original Memo of Parties. Amended plaint be filed.

The plaintiff is at liberty to move fresh application under Order 6 Rule 17 of the Civil Procedure Code.

The application stands disposed of in these terms.

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List on 25.07.2017.

DEEPA SHARMA, J

FEBRUARY 10, 2017

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