

\$~18 and 19

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

+ CS(OS) 849/2007

SMT. VINITA ANAND

..... Plaintiff

Through: Ms. Anne Mathew, Advocate.

versus

SMT. SHANTI DEVI ANAND & OTHERS

..... Defendants

Through: Mr. Asheesh Jain, Advocate for
defendant Nos.8 and 9.

+ CS(OS) 1368/2010

VINITA ANAND

..... Plaintiff

Through: Ms. Anne Mathew, Advocate.

versus

ANSHUMAN MALIK & ORS

..... Defendants

Through: Mr. Asheesh Jain, Advocate for
defendant Nos.1 and 2.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **13.05.2016**

I.A. Nos.6020/2016 (for modification of decree dated 5.11.2012) & 6021/2016 (for filing annexures) in CS(OS) No.849/2007

I.A. No.6038/2016 (for modification of decree dated 11.10.2012) in CS(OS) No.1368/2010

1. There does not arise an issue of modification of decrees which have become final simply because after passing of the decrees parties agree to change their rights as already agreed in terms of the decrees passed. If

rights are sought to be changed by mutual agreement, then, there is a fresh cause of action and parties therefore will have to file independent proceedings and there cannot be modification of decrees which have become final, may be as per an agreement between the parties.

2. Applications are accordingly dismissed.

VALMIKI J. MEHTA, J

MAY 13, 2016

Ne