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

+ **CS(OS) 488/2016**

YUVA DAS DHARAM DELHI & ANR Plaintiff

Represented by: Mr. Prag Chawla, Adv. with
Mr. Das Rai Bahadur & Kartar
Singh on b/o plaintiff.

versus

DAS HARISH & ORS Defendant

Represented by:

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

13.09.2017

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IA 10625/2017

By this application the plaintiff seeks leave to withdraw the suit as the defendants have filed a substantive suit bearing No.3575/2016 against the plaintiff pending before the learned Civil Judge, Tis Hazari Courts with the liberty to take all the pleas available in the said suit.

Application is disposed of permitting the plaintiff to withdraw the suit with liberty as prayed for.

CS(OS) 488/2016 & IA 11831/2016 (u/O XXXIX R 1&2 CPC)

In view of the statement made by learned counsel for the plaintiff and averments in IA 10625/2017, suit and application are dismissed as withdrawn with liberty to the plaintiff to take the pleas available to it in accordance with law in the suit filed by the defendants being Suit No.3575/2016 pending before the learned Civil Judge, Tis Hazari Courts.

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Court fees be returned to the plaintiff under Section 16A of the Court Fees Act.

MUKTA GUPTA, J.

SEPTEMBER 13, 2017

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