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

+ **FAO 394/2015 and C.M. No.26734/2015 (stay)**

MADHU BHATIA

..... Appellant

Through: Mr. G.P. Thareja, Advocate with Ms.
Sakshi Bhayana, Advocate.

versus

PRITHVI RAJ

..... Respondent

Through: Mr. Ajay Malhotra, Advocate.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **31.10.2017**

1. After arguments this appeal is allowed with the consent order that the impugned order dated 2.9.2015 is set aside and the legal heirs of the defendant are brought on record. Amended memo of parties has already been filed before the trial court and the same is taken on record. Appeal is however allowed subject to payment of costs of Rs.15,000/- to the respondent and which costs shall be paid positively within four weeks from today.

2. Parties to appear before District & Sessions Judge (Central), Tis Hazari Courts, Delhi on 30th November, 2017 and the District & Sessions

Judge will mark the suit for disposal to a competent court in accordance with law.

3. Appeal is disposed of in terms of aforesaid observations.

VALMIKI J. MEHTA, J

OCTOBER 31, 2017
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