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

+ **FAO 30/2024**

MANJU AND ANOTHER

..... Appellants

Through: Mr. Abhishek Saxena, Mr. Singh
Nishant Sanjay Kumar, Mr. Saurav
Dewal, Mr. Vaibhav Patel, Mr.
Munish and Ms. Kamini, Advs.

versus

KRISHNA DEVI AND OTHERS

..... Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% 25.01.2024

CM APPL. 4791/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

**FAO 30/2024, CM APPL. 4790/2024-stay, CM APPL. 4792/2024-2 days
filing**

3. The present appeal has been filed Under Order 43 Rule 1(A) read with Section 151 of the Code of Civil Procedure, 1908 to set aside the order dated 19.10.2023 passed by the learned Principal District and Session Judge, South West District, Dwarka Court, Delhi, (hereinafter referred as 'PDSJ'), wherein, the learned PDSJ made a observation that the subject matter of the suit falls within the scope and ambit of Section 7(1)(d) of Family Courts Act, 1984 and has ordered that C.S. No. 1318/2023 be withdrawn from his



Court and the file may be placed before the court of learned Principal Judge, Family Court (HQS), Dwarka Court for necessary directions. The appellant herein is the plaintiff before the learned Trial Court.

4. After addressing some arguments, learned counsel for the appellant seeks permission to withdraw the present appeal and submits that he will move an appropriate application either before the learned Principal Judge, South West District, or before the learned Principal Judge, Family Court, South West District, bringing the subsequent events in the notice of the learned Courts.

5. The permission to withdraw the present appeal is granted.

6. The appeal along with pending applications is disposed of.

SHALINDER KAUR, J.

JANUARY 25, 2024/aks