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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 116/2020 & I.A. 14441/2021**
RAKESH KATYALPlaintiff
Through: Ms. Amita Singh Kalkal, Adv.

versus

UMA PATI SOOD & ORS.Defendants
Through: Mr. Chaitanya Rohilla, Adv. for D-1.
Mr. Rachit Gumber and Ms.
Divyanshu Rathi, Advs. for D-2 & 3.

CORAM:
HON'BLE MR. JUSTICE VIKAS MAHAJAN

% **ORDER**
27.09.2024

1. The learned counsel for the parties jointly submit that in the present suit for partition of the suit property, a preliminary decree was passed *vide* order dated 23.03.2021 whereby the shares of the plaintiff, as well as, defendant nos. 1 to 3 were declared. *Vide* same order, the Local Commissioner was appointed to suggest the mode of partition.
2. The learned Local Commissioner suggested partition by metes and bounds. However, the plaintiff filed objections to the report of the Local Commissioner. Thereafter, during the pendency of the present suit, the parties arrived at a settlement, in terms whereof it was decided by them to dispose of the suit property and share the sale proceeds in the proportion of their respective shares.
3. It is submitted that the suit property has been sold and the sale proceeds thereof have been apportioned amongst the parties in accordance with their



respective shares.

4. In view of the above, learned counsel for the plaintiff prays to withdraw the present suit.
5. Accordingly, the suit is dismissed as withdrawn along with all the pending applications, if any.
6. The suit stands disposed of.

SEPTEMBER 27, 2024/dss

VIKAS MAHAJAN, J