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

+ **FAO(OS) 72/2024 & CAV 237/2024, C.M.Nos.29571-29**

MRS RAJNI KAPUR AND ANR

..... Appellants

Through: Ms.Rashmi Chopra with Mr.Srivats,
Ms.Fiza Chopra, Mr.Parikshit,
Mr.Puneet Rathi and Ms.Sehr Chopra,
Advocates.

versus

MR DEVINDER KUMAR DIWAN AND ORS Respondents

Through: Mr.Shivam Goel with Mrs.Ramya
S.Goel and Mr.Akash Katiyar,
Advocates for R-1, 3 & 4.
Mr.Govind Kumar, Advocate for R-2.

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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17.05.2024

1. Present appeal has been filed by the appellants-plaintiffs challenging the order dated 09th April, 2024 passed by the learned Single Judge of this Court in Review Petition No. 157/2024 in CS (OS) 647/2018 and seeking modification of the order dated 19th January, 2024 passed in I.A. 11326/2022.
2. It is pertinent to mention that CS (OS) 647/2018 was filed by the appellants seeking partition of the suit property.
3. After some arguments, it is agreed between the parties that the present appeal be disposed of by framing the following additional issue:-



“Whether in view of the concession given by the defendants in the order dated 6th February, 2020 and the pleadings filed by them, can the defendants press issue no. (iv) as framed vide order dated 9th April, 2024?” OPD

4. With the aforesaid direction, present appeal along with applications stands disposed of.

ACTING CHIEF JUSTICE

MANMEET PRITAM SINGH ARORA, J

MAY 17, 2024
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