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

I.A. 16027/2025

IN

+ **CS(OS) 288/2023**

SATNAM SINGH REHAL & ANR.Plaintiffs

Through: Mr. Suhail Shah, Advocate.

versus

JITENDER SINGH REHAL & ORS.Defendants

Through: Ms. Diksha Goswami, Mr. R.K. Mishra, Advocates for D-1 & 2 with Ms. Ajit Kaur, D-2 in-person. Mr. Keshav Ahuja & Ms. Shivali Sharma, Advocates for D-3-5.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **22.08.2025**

I.A. 16027/2025 (seeking withdrawal of the captioned suit)

1. This application has been filed by the plaintiffs under Order XXIII Rule 1(b) to withdraw the present suit, with liberty to institute a fresh suit on the same cause of action.
2. The reasons for withdrawing the present suit to institute a fresh suit have been explained in paragraph nos. 2, 3 and 4 of the captioned application, which are primarily based on subsequent events that happened since the filing of the present suit.
3. Notice in the present application was issued on 10th July, 2025.
4. Counsel for the defendants submit that they have no objection to the

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relief sought in the present application, however, it is stated that the fresh suit, if instituted by the plaintiffs, would have to be within the prescribed period of limitation.

5. I am in agreement with the aforesaid submission.

6. Accordingly, the present suit is dismissed as withdrawn, with liberty to the plaintiffs to file a fresh case on the same cause of action, subject to the prescribed period of limitation.

7. The pending application(s) stand disposed of.

AMIT BANSAL, J

AUGUST 22, 2025

at