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

+ FAO(OS) 103/2025, CM APPL. 57772/2025 (for stay), CM APPL. 57773/2025 (for exemption) & CM APPL. 57774/2025 (seeking permission to file synopsis and list of dates)

ANAND DATWANI

.....Appellant

Through: Mr. Abhinav Sharma and
Ms. Avsi Malik, Advocate.

versus

JAMNA DATWANI & ORS.

.....Respondents

Through: Mr. Vivek Sharma, Ms. Mamta
Gautam and Mr. Aditya Jain,
Advocates for R-3 Kishin
Datwani.

CORAM:

HON'BLE MR. JUSTICE ANIL KSHETARPAL

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER
12.09.2025

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1. The present Appeal filed under Section 10 of the Delhi High Court Act, 1966, read with Section 151 of the Code of Civil Procedure, 1908, challenges the Interlocutory Order dated 28.08.2025 passed by the learned Single Judge in I.A. 5453/2023 in CS(OS) 556/2008, titled "*Jamna Datwani & Anr. v. Anand Datwani & Ors.*".

2. After arguing at some length, learned counsel for the Appellant seeks leave to withdraw the present Appeal. However, he submits that a request be sent to the learned Single Judge to consider the application for the inclusion of the Legal Representatives ("LRs") of Plaintiff No. 1, namely, Smt. Jamna Datwani, who passed away on



30.01.2025.

3. Learned counsel for the Respondent No.3 submits that an application in this regard is already pending and is scheduled for hearing before the learned Single Judge today.

4. Keeping in view the aforesaid facts, the present Appeal is dismissed as withdrawn, while requesting the learned Single Judge to consider and decide the application for bringing on record the LRs of the deceased Smt. Jamna Datwani, in accordance with law.

5. Accordingly, the present Appeal, along with pending application(s), if any, is dismissed as withdrawn.

ANIL KSHETARPAL, J.

HARISH VAIDYANATHAN SHANKAR, J.
SEPTEMBER 12, 2025/tk/ds