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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(OS) 406/2026, I.A. 12660/2026, I.A. 12661/2026, I.A.
12662/2026, I.A. 12663/2026, I.A. 13575/2026
ADITYA KUMAR SABOOPlaintiff

Through: Mr. Saurab, Mr. Gurpreet Singh, Ms.
Prachi Dubey, Mrs. Shristi Kamboj
and Mr. Yasheshvi, Advocates

versus

RAVI & ORS.Defendants
Through:

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER
22.05.2026

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I.A. 14571/2026

1. The present application under Order XXIII Rule 1 (3)(b) of the CPC has been filed on behalf of the Plaintiff for withdrawal of the present Suit with liberty to file a fresh suit after removing all the formal defects.
2. Leave, as sought for, is granted.
3. Even though there is a separate application being I.A. 13575/2026 filed under Section 16 of the Court Fees Act, 1870 read with Section 151 of the CPC for refund of Court fees, this Court is not inclined to consider the said application at this juncture.
4. It is open for the Plaintiff to move an application in accordance with the law on the filing of the fresh suit after removal of the formal defects.



5. Accordingly, the present Suit is disposed of as withdrawn with the aforesaid liberty.

SUBRAMONIUM PRASAD, J

MAY 22, 2026

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