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

+ **FAO(OS) 184/2016**

EVEREADY INDUSTRIES INDIA LIMITED

..... Appellant

Through : Ms Pratibha M.Singh, Senior Advocate with
Mr Ankur Sangal, Advocate.

versus

SANJAY CHADHA & ANR

..... Respondents

Through : None.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **03.06.2016**

CM Nos.22682/2016 & 22684/2016(exemptions)

Exemptions are allowed, subject to all just exceptions.

FAO(OS) 184/2016 & CM No.22683/2016(stay)

We are not inclined to interfere with the impugned order because we find no infirmity in the same.

In view of this, the learned counsel for the applicant seeks permission to withdraw this appeal with liberty to move a fresh application under Order XXXIX Rules 1 & 2 CPC and to bring to the notice of the Court certain facts and circumstances, which did not exist and were not placed before the learned Single Judge at the time of the initial order of injunction dated 22.12.2010.

The appeal is dismissed as withdrawn with the aforesaid liberty.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

JUNE 03, 2016

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