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

+ LPA 488/2016

SAMPATI DEVI

..... Appellant

Through Mr. Ramesh K. Mishra and Mr.
Krishna K. Singh, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION AND ORS

..... Respondent

Through Ms. Anju Gupta, Advocate for
SDMC.

Mr. Satyakam, Advocate for GNCTD.

SI Sanjay Mandal, PS-K.M. Pur.

LPA 489/2016

KAMLA

..... Appellant

Through Mr. Ramesh K. Mishra and Mr.
Krishna K. Singh, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION AND ORS

..... Respondent

Through Ms. Reema Khorana, Advocate.

Mr. Anuj Aggarwal, Advocate for R-2.

LPA 490/2016

GULAB BAI & ORS

..... Appellant

Through Mr. Ramesh K. Mishra and Mr.
Krishna K. Singh, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION AND ORS

..... Respondent

Through Mr. Anuj Aggarwal, Advocate for R-
2.

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LPA 491/2016

BHAGWAN DAS

..... Appellant

Through Mr. Ramesh K. Mishra and Mr.
Krishna K. Singh, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION AND ORS

..... Respondent

Through Ms. Puja Kalra, Advocate SDMC.
Mr. Santosh Kumar Tripathi, ASC for GNCTD.

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MS. JUSTICE SUNITA GUPTA

ORDER

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05.09.2016

C.M.No.32257/2016 in LPA 488/2016

C.M.No.32259/2016 in LPA 489/2016

C.M.No.32268/2016 in LPA 490/2016

C.M.No.32270/2016 in LPA 491/2016

Exemption allowed, subject to all just exceptions.

C.M.No.32267/2016 in LPA 490/2016

Delay of 2 days in filing of the appeal is condoned.

The application is disposed of.

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We have heard the learned counsel for the appellant, who submits that
the Town Vending Committee is not functional in South Delhi Municipal

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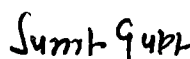
Corporation areas. He accordingly submits that the finding recorded in the order dated 12th July, 2016 that “since the Town Vending Committee is now functional” is contrary to facts on record and this has resulted in an adverse decision.

We have heard learned counsel for the respondent on the said aspect, who admitted that the Town Vending Committee has not been made functional in the South Delhi Municipal Corporation areas.

In view of the aforesaid position, learned counsel for the appellant states that he would withdraw the present appeal and will move an application under Order 47 of the Code of Civil Procedure, 1908 for review of the order dated 12th July, 2016. He also submits certain other issues also arise for consideration. He is at liberty to raise the said issues in accordance with the law.

The appeal is dismissed as withdrawn, with liberty to challenge the order dated 12th July, 2016, if required and necessary.


SANJIV KHANNA, J.


SUNITA GUPTA, J.

SEPTEMBER 05, 2016
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