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

+ W.P.(C) 4620/2017

RAJ PRASAD TIWARI AND ANR

..... Petitioners

Through Mr. N.K. Sahoo, Advocate

versus

NEW DELHI MUNICIPAL COUNCIL

..... Respondent

Through

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

% **26.05.2017**

Mr. Sahoo, after some hearing wishes to withdraw this petition as the petition raises disputed question of fact, which cannot be decided in proceedings under article 226 of the Constitution of India. The dispute is primarily between three brothers.

We are constrained to notice that Mr. Sahoo had appeared for one of the brothers of the petitioners in W.P.(C). 4430/2014 and how and why, the learned counsel has decided to appear for another brother is rather surprising.

The petition stands dismissed as withdrawn.

CM.APPL 20139/2017 also stands dismissed in view of above.

G.S.SISTANI, J

REKHA PALLI, J

MAY 26, 2017

pst/