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

+ W.P.(C) 4375/2017

HARISH VERMA & ORS

..... Petitioners

Through: Dr.Surat Singh with Ms.Mansi
Agarwal, Advocates

versus

NORTH DELHI MUNICIPAL
CORPORATION & ORS

..... Respondents

Through: Mr. Saurish Chadda and Mr.Ishan
Kashyap, Advocates for Respondent
No.1.
Mr.Jagdeep Kr. Sharma, Standing
Counsel for NDMC.

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **19.05.2017**

CM No.19131/2017

Exemption allowed, subject to all just exceptions.

The application is disposed of.

W.P.(C) 4375/2017 and CM No.19130/2017

1. After some hearing, learned counsel for the petitioners seeks permission to withdraw this writ petition with liberty to file an appeal against the demolition order, sealing order as well as the eviction notice before the MCD Appellate Tribunal.

2. The writ petition and the application are dismissed as withdrawn with the liberty as prayed for. If the appeal is filed by the petitioners within 10 days, the Appellate Tribunal shall consider the same on merits. Respondent

No.1 shall withhold coercive action for 10 days to enable the petitioners to approach the MCD Appellate Tribunal.

3. It is clarified that this Court has not examined the petitioners' claim on merits and the parties are at liberty to raise all their rights and contentions before the Appellate Tribunal in accordance with law.

4. Copy of this order be given *Dasti* to the counsel for the parties.

J.R. MIDHA, J.

MAY 19, 2017

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