

\$~18

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

+ CM(M) 535/2018

MTNL MAJDOOR SANGH

..... Petitioner

Through: Mr. Parvinder Chauhan and Mr. Nitin Jain, Advocates

versus

ASHOK KUMAR RAI & ORS

..... Respondents

Through: Mr. Deepak Tyagi and Mr. K.K. Gautam, Advocates for R-1

Ms. Sriparna Chatterjee and Mr. Soumitra Chatterjee, Advocates for R-2

Ms. Hetu Arora Sethi, ASC with Mr. Abhimanyu Verma and Ms. Deepti Singh, Adv. For R-3

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

%

07.05.2018

CAV 420/2018

Since the learned counsel for the caveator has appeared, the caveat stands discharged.

CM 18488/2018 (Exemption)

Allowed subject to just exceptions.

CM(M) 535/2018 and CM 18489/2018

After some hearing, the counsel for the petitioner submits that he may be permitted to withdraw the captioned petition and the application filed therewith and instead be given liberty to file review

stating that full bench decision of this court reported as *D.C.M. Ltd. and Anr. Vs. Lt. Governor, Delhi and Ors., 1993 (27) DRJ 453*, though cited at bar was not even considered, the objections on the touchstone of “suitability” and “bonafide” of the applicant / plaintiff not having been addressed.

The petition and the application filed therewith are dismissed as withdrawn with liberty as prayed granted.

Dasti under the signatures of the Court Master.

R.K.GAUBA, J

MAY 07, 2018

Yg