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

+ RFA 973/2018, CM Nos.50465-467/2018

SHOBHA RANI

..... Appellant

Through: Mr. M.S.Bammi with Mr. Parmod Kumar Pandey
& Ms. Shivani Rai, Advs. with appellant in person.
(Mobile No.9891911118).

versus

A K AGGARWAL

..... Respondent

Through: Mr. Sanjay Sehgal, Adv.
(Mobile No.9873479585).

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **03.12.2018**

1. After arguments, not once but twice pass over was taken by counsel for the appellant as regards the appeal is not to be pressed because the decree holder/plaintiff/respondent has already taken possession and has very graciously agreed not to press the decree of mesne profits.

2. Counsel for the appellant states that he has taken instructions and accordingly, this appeal is disposed of as not pressed by recording that the respondent/plaintiff gives up his rights to the money decree in terms of the impugned judgment and decree dated 15.03.2018 passed by the Court of Charu Aggarwal, ADJ, Tis Hazari Courts, Delhi in Suit No.610484/2016

titled as ***Sh.A.K.Aggarwal vs. Smt. Shobha Rani.***

3. The goods of the appellant lying in the suit premises are in the possession of the respondent/plaintiff in execution of the impugned judgment and decree, and the respondent/plaintiff will now hand over the goods received from the suit property to the appellant/defendant within a period of four weeks from today, and at the date and time to be fixed as per a notice to be issued by the counsel for the appellant to the counsel for the respondent.

4. The appeal along with all pending applications is, accordingly, disposed of.

VALMIKI J. MEHTA, J

DECEMBER 03, 2018
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