

\$~47.

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

+ **FAO(OS) 109/2017**

NARESH KUMAR SURI Appellant
Through Mr. Aditya V. Singh, Advocate.

versus

CAPTAIN BHUPINDER KUMAR SURI & ORS. Respondents
Through Mr. Harish Malhotra, Sr. Advocate with
Mr. Venaucio O'Costa, Ms. Astha & Mr. Anoop
Kumar, Advocates for respondent No. 1.
Mr. Saurab Kumar Pandey & Mr. Bhawneet
Singh, Advocates for respondent Nos. 2 and 3.

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

04.12.2018

%

Learned senior counsel for the respondent No. 1 states that evidence of the parties has commenced and hence this appeal may be disposed of reserving all rights of the parties on legal issues and facts.

Learned counsel for the appellant, in view of the statement made by the counsel for the respondent No. 1, seeks permission to withdraw the present appeal with liberty to raise all contentions and issues before the single Judge.

In view of the statement recorded above, the appeal is dismissed as withdrawn. We clarify that we have not commented on merits and all issues

and contentions are left open.

SANJIV KHANNA, J.

ANUP JAIRAM BHAMBHANI, J.

**DECEMBER 04, 2018
VKR**