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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 8442/2018, CM No. 32404/2018**
PAWAN KUMAR

..... Petitioner

Through: Mr. Anjani Kumar Singh and
Mr. Saroj Kumar Singh, Advs.

versus

HDFC BANK LTD.

..... Respondent

Through: Mr. Kunal Tandon and
Ms. Niti Jain, Advs.

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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24.09.2018

Considering the fact that the petitioner has not filed an undertaking in terms of Clause (i) of this Court's order dated 13th August, 2018, regarding vacation of ground and first floor of the property in question and also failed to comply with order dated 20th August, 2018, in spite of time being granted, we see no reason to exercise our extraordinary jurisdiction under Article 226 of the Constitution of India and make indulgence in this matter. Accordingly, noting the conduct of the petitioner in not complying with the directions of this Court, this petition is dismissed.

The respondent is free to proceed with the matter for vacating and

taking over the actual physical possession of the property in accordance with the law through the receiver appointed as per the directions issued by the DRT.

CM No. 32404/2018

Dismissed as infructuous.

CHIEF JUSTICE

V. KAMESWAR RAO, J

SEPTEMBER 24, 2018/aky