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

+ RC.REV. 2/2018

SHIVENDER SINGH BRAR & ANR

..... Petitioners

Through: Mr. J.P. Sengh, Senior Advocate with  
Mr. Siddharth Aggarwal, Mr. Amit Prasad  
& Mr. Tanuj Khurana, Ms. Sana Ansari,  
Ms. Manish Mehta, Ms. Mrigna Shekhar &  
Ms. Vaishati Tanwar, Advocates

versus

TEJ PRATAP SINGH & ANR

..... Respondents

Through: Mr. Harish Malhotra, Senior Advocate with  
Mr. Vikas Pahwa, Senior Advocate with  
Mr. N.N. Sarvaria, Mr. Napul Pathania,  
Mr. Pragaibh Bhardwaj, & Mr. Shadman  
Siddiqui, Advocates

**CORAM:**

**HON'BLE MR. JUSTICE R.K.GAUBA**

**ORDER**

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**15.01.2018**

Caveat 4/2018

Since respondents/caveat petitioners have appeared through counsel, the caveat petition is discharged.

RC.REV. 2/2018 and CM APPL.259-261/2018

After some hearing the learned senior counsel for the respondents, on instructions, submitted that they fairly concede to the grant of leave to defend to the petitioners and, therefore, also concede to the impugned order of eviction to be set aside, though requesting that given the advanced age of the first respondent (94 years old), the rent controller may be called upon to proceed with the case and take it to the logical conclusion expeditiously.

The learned senior counsel for the petitioners agrees to such a request to be made to the rent controller, assuring that the petitioners will fully cooperate in expeditious proceedings before the trial Court. Both sides undertake that they would not seek any unnecessary adjournments.

Binding the parties with the undertakings given on their behalf by their respective counsel, the petition is allowed. The impugned order is set aside. The application of the petitioners for leave to defend stands allowed.

The written statement shall be filed within four weeks. The case shall thereafter proceed in accordance with law. The rent controller, this Court hopes and trusts, will bear in mind the advanced age of the first respondent and proceed with the case expeditiously.

The parties shall appear before the rent controller on 22<sup>nd</sup> January, 2018.

The petition along with accompanying applications stand disposed of in above terms.

*Dasti* under the signature of Court Master.

**R.K.GAUBA, J.**

**JANUARY 15, 2018**

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