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

+ **W.P.(C) 7758/2018 and CM APPL. 29756/2018**

SMT. MALLIKA

..... Petitioner

Through: Mr Naveen Malhotra, Advocate.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr Amit Mahajan, CGSC with Ms
Mallika Hiremath, Advocate for
CGSC.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

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05.02.2019

1. Mr Mahajan, learned counsel appearing for the respondents points out that the petitioner is in Chennai; the property sought to be attached is in Tamil Nadu; the officer who has passed the provisional attachment order is located in Chennai; and the FIR has been registered in Chennai. He submits that in the aforesaid view, it would be apposite if the petitioner is relegated to avail of his remedies, if any, before the appropriate Court. He has also referred to the decision of the Division Bench in *Aasma Mohammed Farooq & Anr. v. Union of India & Ors.: W.P.(C) 12494/2018, decided on 05.12.2018* in support of his contention.

2. In view of the aforesaid judgment, learned counsel appearing for the petitioner seeks to withdraw the present petition, with liberty to avail of his remedies before the appropriate court/tribunal. The learned counsel

appearing for the petitioner further requests that the interim order be continued for a further period of four weeks to enable the petitioner to approach the competent court/Appellate Tribunal.

3. The petition is dismissed as withdrawn with the aforesaid liberty. It is directed that the petitioner shall not be dispossessed of the property(ies) in question for a further period of four weeks.

4. Order *dasti* under signature of Court Master.

VIBHU BAKHRU, J

FEBRUARY 05, 2019
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