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

+ **FAO(OS) 210/2019 & C.M.Applns.46503/19, 46505/19**

PRATAP DUBE Appellant

Through: Mr. Jayant Mehta, Ms. Tejaswi
Shetty, Ms. Harshika Reddy and Ms. Drishti
Harpalani, Advocates

versus

RAJESH KUMAR GUPTA & ANR Respondents

Through: Mr. Sandeep Sethi, Senior Advocate
with Ms.Smita Maan, Mr. Vishal Maan and Mr.
Satyawar Rathee, Advocates

+ **FAO(OS) 214/2019 & C.M.Applns.47885-87/2019**

PRATAP DUBE Appellant

Through: Mr. Jayant Mehta, Ms. Tejaswi
Shetty, Ms. Harshika Reddy and Ms. Drishti
Harpalani, Advocates

versus

RAJESH KUMAR GUPTA & ANR Respondents

Through: Mr. Sandeep Sethi, Senior Advocate
with Ms.Smita Maan, Mr. Vishal Maan and Mr.
Satyawar Rathee, Advocates

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% 08.01.2020

1. FAO(OS) 210/2019 is directed against an order dated 08.08.2019, passed by the learned Single Judge rejecting an application moved by the

appellant/defendant under Order XVI Rule 1(3) of the CPC, praying *inter alia* for permission to amend the list of witnesses (I.A.5068/2019). FAO(OS) 214/2019 is directed against an order dated 27.09.2019, passed by the learned Single Judge dismissing I.A.13579/2019, yet again filed by the appellant/defendant under Order XVI Rule 1A of the CPC.

2. After addressing arguments at some length, Mr. Mehta, learned counsel for the appellant/defendant states on instructions that the appellant/defendant does not wish to press the present appeals.

3. The appeals are disposed of alongwith the pending applications.

HIMA KOHLI, J

ASHA MENON, J

JANUARY 08, 2020

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