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

+ **CM(M) 95/2024**

PITAM GOEL

..... Petitioner

Through: Mr.S.N. Parashar and Mr.Gaurav
Advs.

versus

RADHEY SHYAM

..... Respondent

Through: Mr.Mukesh Kr. Sharma, Mr.Arun
Kumar Shukla and Mr.Manish Kumar
Bhardwaj, Advocates.

CORAM:
HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER
16.01.2024

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CM APPL. 2792/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CM(M) 95/2024

3. The present petition has been preferred impugning the order dated 13.12.2023 passed by learned Additional District Judge-03, Rohini Courts, Delhi in CS DJ No. 58442/2016 vide which the right of the petitioner to lead defence evidence was closed. The petitioner herein is defendant no. 1 before the learned Trial Court.
4. After addressing some arguments, learned counsel for the petitioner submits that he wishes to withdraw the present petition as his application



under Order VII Rule 10 CPC and Order I Rule 10 CPC are pending disposal with the learned Trial Court with liberty to move afresh, if need arises.

5. In view of the submissions made, the permission to withdraw with liberty as prayed for is granted.

6. Accordingly, the petition is disposed of as withdrawn.

SHALINDER KAUR, J

JANUARY 16, 2024
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