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

+ **W.P.(C) 1715/2024**

ANIL KUMAR BHAREL

..... Petitioner

Through: Mr. Naginder Benipal, Mr. Rajiv Sharma, Mr. Prashant Sharma, Mr. Ankit Siwach and Mr. Subhojit Dutta, Advs.

versus

MUNICIPAL CORPORATION OF DELHI & ANR..... Respondents

Through: Mr. Anand Prakash, SC along with Ms. Varsha Arya and Mr. Satbeer, Advs. for MCD.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

20.03.2024

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CM APPL.17332/2024 (filed on behalf of the petitioner for early hearing)

1. After some hearing, learned counsel for the petitioner/applicant does not press this application; instead he seeks to withdraw the present application as also the instant writ petition i.e. W.P.(C) 1715/2024 and CM-7050/2021 with liberty to assail the order dated 10.01.2024 passed by the ATMCD in Appeal No.723/ATMCD/2023 and Appeal No.729/ATMCD/2023, before the Principal District & Sessions Judge (South). Accordingly, the W.P.(C) 1715/2024 along with CM-7050/2021 is dismissed as withdrawn, with liberty as prayed for.

2. Learned counsel for the MCD submits that no action is scheduled to be taken in respect of the property in question till 27.03.2024. The said



statement is taken on record.

3. It is made clear that this court has not expressed any opinion as to the merits of the order passed by ATMCD and the action proposed to be taken by the MCD. It shall be for the Principal District & Sessions Judge (South) to consider the pleas of the petitioner in this regard and to pass appropriate orders on merits, and in accordance with law.

4. The application stands disposed of.

W.P.(C) 1715/2024

5. The date fixed, i.e. 02.05.2024, stands cancelled.

SACHIN DATTA, J

MARCH 20, 2024/cl