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

+ CM(M) 435/2023, CM APPL. 13084/2023--stay

KULDEEP GOEL THROUGH HIS LRS Petitioner

Through: Mr. Ajay Kr. Singh, Adv.

versus

BAL MUKUND Respondent

Through: Mr. Divyam Nandrajog, Panel
Counsel with Ms. Surbhi Soni, Adv.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **16.04.2024**

1. Learned counsel for the petitioner submits that an application under Section 25(b)(4) of Delhi Rent Control Act is pending disposal. However, instead of disposing of the application, the learned ARC has kept the matter for hearing arguments on the maintainability of the petition whereas his application under Section 25 (b)(4) of DRC Act should be heard first.
2. It is submitted on behalf of the respondent that he is no longer in the possession of the suit property which has been handed over to one Smt. Minakshi Gupta and the said submission, he had made before the learned ARC, therefore, the matter was kept for hearing arguments on his maintainability.
3. After addressing some arguments, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to approach



the learned ARC with all the submissions as made before this Court by way of present petition.

4. Permission and liberty as prayed for is granted.

5. In view of above, present petition along with pending application, if any, stands disposed of.

SHALINDER KAUR, J.

APRIL 16, 2024

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