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

+ **RC.REV. 103/2023**

MANJEET SINGH

..... Petitioner

Through: Mr Shailender Singh Dahiya, Adv.
versus

NARESH CHAND

..... Respondent

Through: Mr Sunil Khanna with Mr Nitin
Khanna, Adv.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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01.05.2024

[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 18705/2023 (stay) & RC.REV. 103/2023

1. In furtherance of last order, arguments on maintainability partly heard. Basically, the objection from respondent side is that the petitioner, admittedly not having been a party before the trial court, cannot file the present petition under proviso to Section 25B(8) of the Delhi Rent Control Act in his independent capacity. The original tenant, according to the present respondent was Sh. Joginder Singh. The present petitioner Sh. Manjeet Singh is son of Joginder Singh. During pendency of the eviction proceedings, Sh. Joginder Singh passed away and was substituted with his legal representatives including Sh. Manjeet Singh.

2. In the above backdrop, after part submissions, learned counsel for petitioner seeks permission to withdraw the present petition with liberty to institute appropriate legal proceedings before the court of competent jurisdiction.



3. Accordingly, the present petition as well as pending application are dismissed as withdrawn with liberty as sought. As requested copy of this order be given *dasti* to both sides.

GIRISH KATHPALIA, J

MAY 1, 2024/ry

Click here to check corrigendum, if any