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

+ **FAO 95/2024**

SMT KAMLA NATH

..... Appellant

Through: Mr. S.K. Bhaduri and Mr. Sumit
Kumar, Ms. Sneh Lata Jha and Ms.
Neetu Gupta, Advs.

versus

DEEPAK KUMAR & ANR.

..... Respondents

Through: Ms. Seema Singh, Adv. for R-1.
Mr. Manish Srivastava, Mr. Mukesh
Arora and Mr. Santosh Ramdurg,
Advs. for R-2/TPDDL.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

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18.03.2024

CM APPL. 16670/2024—Exp.

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

FAO 95/2024, CM APPL. 16671/2024--stay

3. The present first appeal under Order 43 Rule 1(R) Civil Procedure Code (“CPC”) for impugning the order dated 16.02.2024 passed by the learned ADJ-04, West district, Tis Hazari Courts, Delhi, in suit bearing no. Civil DJ No.1060/2022 titled as “*Deepak Kumar vs. Tata Power Delhi Distribution Limited & Another*”, whereby the learned Trial Court was



pleased to allow the application filed by the respondent no.1 under Order XXXIX Rules 1 and 2 read with Section 151 CPC.

4. After making some submissions, the learned counsel for the appellant seeks permission to withdraw the present petition.

5. Permission granted to withdraw.

6. Accordingly, the present petition along with the pending applications stands disposed of.

SHALINDER KAUR, J

MARCH 18, 2024
SDS