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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CONT.APP.(C) 35/2023, CM APPLs. 32311/2023 & 32312/2023

SH. AJAY KUMAR BHALLA & ORS. Appellants

Through: Mr. Harish Vaidyananthan Shankar,
CGSC with Mr. Ruchir Mishra, Mr.
Mukesh Kumar Tiwari and Ms. Reba
Jena Mishra, Advocates.

versus

PRAKASH KUMAR DIXIT Respondent

Through: Mr. Sanjoy Ghose, Sr. Advocate with
Mr. Anand Shankar Jha, Mr. Rohan
Mandal, Mr. Sachin Mintri and Mr.
Prakash Kumar Dixit, Advocates.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

13.02.2024

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1. On January 15, 2024, this Court had passed the following order:-

“1. Issue of maintainability of the appeal has been raised by the court. Mr. Harish Vaidyananthan Shankar, CGSC seeks some time to look into the judgment in the case of D.N Taneja vs. Bhajan Lal 1988 3 SCC 26.

2. List on February 13, 2024.”

2. Mr. Vaidyananthan states, in view of the limited order passed by the learned Single Judge, under instructions he intends to withdraw the appeal as the appellant intends to seek such remedy as available in law.

3. Accordingly, the petition is dismissed as withdrawn with liberty as



above in accordance with law.

V. KAMESWAR RAO, J

SAURABH BANERJEE, J

FEBRUARY 13, 2024/akc