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

+ **CM(M) 2662/2024**

MADHU BHARTI

..... Petitioner

Through: Mr. Rajeshwar Singh, Mr. Chaitanya
Singh, Mr. Neeraj Singh, Advs.

versus

SURESH KUMAR & ORS.

..... Respondents

Through: Mr. R.K. Dhawan, SC for DDA/R-4
with Ms. Nisha Dhawan, Mr. V.K.
Teng, Advs.

CORAM:
HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **27.05.2024**

CM APPL. 31792/2024 (exemption)

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

**CM(M) 2662/2024, CM APPL. 31791/2024—stay & CM APPL.
31793/2024—398 days in filing petition**

3. The present petition has been filed under Article 227 of the Constitution of India to impugn the order dated 26.04.2023 passed by learned ADJ-06, West, Tis Hazari Courts, Delhi in Civil Suit No. 610899/2016 titled as “Suresh Kumar and Anr. vs Shri Babu Lal & Ors.” whereby the application moved on behalf of the petitioner under Order I Rule 10 CPC read with Section 151 CPC has been dismissed.
4. After addressing some submissions, the learned counsel for the



petitioner seeks permission to withdraw the petition as it is submitted that a separate partition suit has been instituted by the petitioner herein in April 2024 before this Court.

5. Permission granted to withdraw.
6. The petition along with pending applications stand disposed of.

SHALINDER KAUR, J

MAY 27, 2024
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