



\$~7

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

+ **CM(M) 1553/2023**

**MOHD IQBAL RAJPUT**

..... Petitioner

Through: Mr. Shahid Ali and Mr. Shah Rukh  
Khan, Advocates.

versus

**KAHKASHAN KHAN AND ORS**

..... Respondents

Through: Mr. Varun Kapoor and Mr. H. C.  
Kapoor, Advocates for R1.

**CORAM:**

**HON'BLE MS. JUSTICE SHALINDER KAUR**

**ORDER**

%

**09.01.2024**

**CM APPL. 49076/2023 (exp.)**

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

**CM(M) 1553/2023, CM APPL. 49075/2023 (stay), CM APPL. 58985/2023 (appointment of Registered Architect)**

3. The present petition has been moved challenging the order dated 02.08.2023 passed by the learned Trial court whereby the learned Trial Court has declined to frame an issue, which goes to the root cause of the case.
4. After making submissions, the learned counsel seeks permission to withdraw the present petition with liberty to file an appropriate application before the learned Trial Court seeking amendment of issues.



5. Permission granted to withdraw.
6. However, it is made clear that as and when the application seeking amendment of issues shall be moved, the same shall be disposed of expeditiously by the learned Trial Court, preferably within a month.
7. The present petition along with all pending applications are disposed of.

**SHALINDER KAUR, J.**

**JANUARY 09, 2024/ss**