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

+ **CONT.CAS(C) 1279/2024**

**M/S ABUL KALAM AZAD ISLAMIC AWAKENING
CENTRE**Petitioner

Through: Ms. Jaya Goyal, Adv.

versus

KHADIJA HOSPITAL PVT. LTD. AND ANR

.....Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

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16.08.2024

CM APPL. 47042/2024 (Ex.)

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

CM APPL. 47043/2024 (Delay of 23 days in re-filing the present contempt petition)

3. This application has been moved on behalf of the petitioner seeking condonation of delay of 23 days in re-filing the present contempt petition.
4. For the reasons stated in the application, the application is allowed and delay of 23 days in re-filing the present contempt petition is condoned.
5. The application stands disposed of.

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6. The petitioner is seeking initiation of contempt proceedings against the respondents for being in alleged wilful breach of the



undertaking given before this Court recorded *vide* order dated 10.06.2022 in C.S. No. 1960/2017 before the learned ADJ-11, Central District, Tis Hazari Courts, Delhi.

7. None appeared on behalf of the respondents/judgment debtors despite sending advance notice.

8. After some arguments, learned counsel for the petitioner requests permission to withdraw the present contempt petition and pursue the appropriate remedy, i.e. execution of the Decree dated 10.06.2022, before the competent Executing Court in accordance with the law.

9. It is ordered accordingly.

DHARMESH SHARMA, J.

AUGUST 16, 2024

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