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

+ **MAT.APP.(F.C.) 4/2024 & CM Nos.564-67/2024**

RAGHAV MEHRA

..... Appellant

Through: Mr Lalit Kumar, Mr Surinder Singh
and Mr Devesh Sharma, Advs. along
with appellant.

versus

GOVT OF NCT OF DELHI & ANR.

..... Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

05.01.2024

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[Physical Hearing/Hybrid Hearing (as per request)]

1. This appeal has been preferred against the judgment dated 19.10.2023 passed by the learned Principal Judge, Family Courts, West District, Tis Hazari Courts, Delhi in HMA No.225/20.
2. In sum, *via* the impugned judgment, respondent no.2 has been permitted to withdraw her action preferred under Section 13(1)(ia) of the Hindu Marriage Act, 1955.
3. Learned counsel for the appellant, on instructions of the appellant, who is present in court, seeks to withdraw the present appeal with liberty to file a fresh action, if so advised.
4. Learned counsel for the appellant says that if a fresh action is filed by the appellant, it should be expedited by the concerned court.

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5. The appeal is dismissed as withdrawn, with leave to file a fresh action, *albeit* as per law.

5.1. In the event a fresh action is filed, the concerned court will consider the request of the appellant for expedition, in view of the respondent abandoning her action for divorce.

6. Consequently, the pending applications shall stand closed.

RAJIV SHAKDHER, J

AMIT BANSAL, J

JANUARY 5, 2024

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Click here to check corrigendum, if any

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