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

+ **CONT.CAS(C) 1407/2024**

OMAR INTERNATIONALPetitioner

Through: **Mr. Asad Alvi, Adv.**

versus

SALMAN LATIF AND ANRRespondents

Through: **None.**

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

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05.09.2024

CM APPL. 51525/2024 (Ex.)

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

CM APPL. 51526/2024 (Delay of 118 days in re-filing the present contempt petition)

3. This application has been moved on behalf of the petitioner for condonation of delay of 118 days in re-filing the present contempt petition.
4. For the reasons stated in the application, the application is allowed and delay of 118 days in re-filing the present contempt petition is condoned.
5. The application stands disposed of.

CONT.CAS(C) 1407/2024

6. The petitioner is seeking initiation of contempt proceedings against the respondent No.2/contemnor for the wilful disobedience of his undertaking given and recorded by the Court on 28.08.2018,



passed in Writ Petition (Crl.) No. 1499/2018.

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

8. Evidently, in pursuance of the aforesaid undertaking, five cheques each of the sum of Rs. 25 lakhs were issued by the respondent No.2/Contemnor. It is the case of the petitioner that only one cheque bearing No. 00022 dated 28.08.2018, was presented for encashment which was dishonoured on representation on 12.11.2018. The present petition appears to be barred by limitation.

9. After some arguments, learned counsel for the petitioner requests permission to withdraw the present CONT CAS(C) and pursue appropriate remedies in law.

10. The same is dismissed as withdrawn without prejudiced.

DHARMESH SHARMA, J.

SEPTEMBER 5, 2024

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