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

+ **RC.REV. 481/2018**

MAHMOOD ALI & ORS

..... Petitioners

Through: None.

versus

MOHD NAQUI & ORS

..... Respondents

Through: Ms Zehra Khan, Adv. with R-6 & R-7
in person.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

22.05.2024

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

CM APPL. 45337/2023- (under Order XXIII Rule 3 CPC)

1. In view of circumstances mentioned in last order, learned counsel for respondents seeks permission to withdraw this application. The application is accordingly dismissed as withdrawn.

CM APPL. 41710/2018 (stay) & RC.REV. 481/2018

2. Learned counsel for respondents submits that possession of the subject premises already stands restored to the respondents on 09.09.2020. It is further submitted by learned counsel that for past many dates none has been appearing on behalf of petitioners. On last date, Sh. Rahees Khan, one of the petitioner's of RC.REV.482/2018 was present and stated that earlier, both these cases were being conducted by same counsel and they needed time to change counsel. Today, it is submitted by Sh. Rahees Khan that he does not want to appear on behalf of petitioners in the present case.



3. Under these circumstances, matter is passed over awaiting either the petitioners or their counsel.

GIRISH KATHPALIA, J

MAY 22, 2024/ry

4. Till this time (04:15 pm), neither any of the petitioners nor their counsel has appeared. On last two dates also, status was same. As recorded in pre-lunch session, possession of the subject premises already stands restored to the respondent. Accordingly, the petition as well as pending applications are dismissed in default.

GIRISH KATHPALIA, J

MAY 22, 2024/rk

[Click here to check corrigendum, if any](#)