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

+ **RC.REV. 525/2018**

PRADEEP KUMAR

.....Petitioner

Through: None.

versus

RITU JAIN

.....Respondent

Through: None.

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

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11.12.2024

- .
1. None appears on behalf of the parties despite the matter being called out twice.
 2. The Order dated 03.11.2022 passed by the Coordinate Bench of this Court reflects that the possession of the subject premises has been recovered by the Respondent/landlord through execution proceedings in the year 2017.
 3. This Court in *Ashok Gupta v. Deepak Rao*¹, relying upon the Judgments of the Supreme Court in *NC Daga v. Inder Mohan Singh Rana*² and *Vinod Kumar Verma v. Manmohan Verma*³ has held that once the possession of the subject premises has been restored, nothing further survives in the present Petition and the Petition has become infructuous.
 - 3.1 This Court is supported in its view by judgments passed by Coordinate Benches of this Court including *Om Prakash Ashok Kumar &*

¹ 2024 SCC OnLine Del 7148

² (2003) 1 SCC 453

³ Civil Appeal Nos. 5220-5221 of 2008 dated 19.08.2008



Sons v. Ajay Khurana⁴, Neelam Sharma v. Ekant Rekhan⁵, and Bhawani Shankar v Nand Lal and Ors.⁶.

4. The Petitioner/tenant is also adequately protected in terms of Section 19(1) of the Delhi Rent Control Act, 1958.

5. In view of the foregoing, the Petition is dismissed.

TARA VITASTA GANJU, J

DECEMBER 11, 2024

g.joshi

Click here to check corrigendum, if any

⁴ 2024 SCC OnLine Del 5228

⁵ 2019 SCC Online Del 6487

⁶ 2021 SCC OnLine Del 4284