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

+ **RC.REV. 29/2024 & CM Appls.5306/2024, 37041/2024**

QAYYUM ALI AND ANRPetitioners

Through: Mr. Anuj Kumar Garg, Adv. with
Petitioner No. 2 (through VC).

versus

SHAHIDA KHATOON AND ORSRespondents

Through: Mr. Abhishek Gautam, Adv. with
Respondent No. 3 (through VC).

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

% **14.01.2025**

1. This Court had on 13.01.2025 recorded the submissions of the learned Counsel for the Respondents that the Respondents have recovered the possession of the subject premises in accordance with law through execution proceedings.

1.1 It was contended that since, the possession of the subject premises has been restored, the present Petition has become infructuous. Reliance in this regard was placed by the learned Counsel for the Respondents upon the judgment passed by this Court in *Ashok Gupta v. Deepak Rao*⁷, which has relied upon the Judgments of the Supreme Court in *NC Daga v. Inder Mohan Singh Rana*⁸ and *Vinod Kumar Verma v. Manmohan Verma*⁹. This Court is supported in its view by judgments passed by Coordinate Benches of this Court including *Om Prakash Ashok Kumar & Sons v. Ajay Khurana*¹⁰, *Neelam Sharma v. Ekant Rekhan*¹¹, and *Bhawani Shankar v*

⁷ 2024 SCC OnLine Del 7148

⁸ (2003) 1 SCC 453

⁹ Civil Appeal Nos. 5220-5221 of 2008 dated 19.08.2008

¹⁰ 2024 SCC OnLine Del 5228



Nand Lal and Ors.¹²

2. In addition, it is contended that the Petitioners are adequately protected in terms of Section 19(1) of the Delhi Rent Control Act, 1958.
3. Learned Counsel for the Petitioners, on instructions, submits that the matter can be disposed of in terms of the foregoing judgments. Accordingly, the Petition is disposed of. All pending Applications also stand closed.
4. The parties will act based on the digitally signed copy of the order.

TARA VITASTA GANJU, J

JANUARY 14, 2025/r

Click here to check corrigendum, if any

¹¹ 2019 SCC Online Del 6487

¹² 2021 SCC OnLine Del 4284