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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RC.REV. 55/2025, CM APPL. 9786/2025, CM APPL. 9787/2025**
KAMAL KISHORE AGGARWALPetitioner

Through: Mr. Ronak Gupta, Adv.

versus

SH. DINESH DAYAL & ANR.Respondents
Through: Mr. Rajesh Baweja, Mr. Piyush
Yadav, Ms. Anjali Gupta, Ms.
Poonam Kandari, Advs.

+ **RC.REV. 56/2025, CM APPL. 9893/2025, CM APPL. 9894/2025**
SATISH KUMAR AGGARWALPetitioner

Through: Mr. Ronak Gupta, Adv.

versus

SH. DINESH DAYAL & ANR.Respondents
Through: Mr. Rajesh Baweja, Mr. Piyush
Yadav, Ms. Anjali Gupta, Ms.
Poonam Kandari, Advs.

CORAM:
HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER
25.02.2025

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1. Learned Counsel for the parties submit that the possession of the subject premises has already been taken by the Respondents through execution proceedings.
2. Learned Counsel for the Respondents, thus, submits that since the possession of the subject premises has been restored, nothing further



survives in the present Petitions and the Petitions have become infructuous.

3. In this regard, reliance is placed upon the judgment passed by this Court in *Ashok Gupta v. Deepak Rao*¹, which has relied upon the Judgments of the Supreme Court in *NC Daga v. Inder Mohan Singh Rana*² and *Vinod Kumar Verma v. Manmohan Verma*³. 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*⁴, *Neelam Sharma v. Ekant Rekhan*⁵, and *Bhawani Shankar v Nand Lal and Ors.*⁶.

4. In addition, it is contended that the Petitioners/tenants are adequately protected in terms of Section 19(1) of the Delhi Rent Control Act, 1958.

5. Learned Counsel for the Petitioners seeks and is granted permission to withdraw the present Petitions.

6. The present Petitions are accordingly dismissed as withdrawn. Pending Applications stand closed.

7. The parties shall act based on a digitally signed copy of the order.

TARA VITASTA GANJU, J

FEBRUARY 25, 2025/jn

¹ 2024 SCC OnLine Del 7148

² (2003) 1 SCC 453

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

⁴ 2024 SCC OnLine Del 5228

⁵ 2019 SCC Online Del 6487

⁶ 2021 SCC OnLine Del 4284