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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 470/2025 & CM APPL. 14386/2025**
USHA ARYA

.....Petitioner

Through: Mr. M. Naushad, Advocate with
petitioner in person.

versus

CHHAMME AND ORS

.....Respondent

Through:

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
21.04.2025

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1. Learned counsel for petitioner is present with the petitioner.
2. The challenge in the present petition with respect to the orders dated 27.01.2025 and 28.02.2025 whereby the petitioner (defendant No.1 before the learned Trial Court) has not been given any opportunity to cross-examine PW-1 and PW-2.
3. However, there is a subsequent development and the learned counsel for petitioner, in all fairness, submits that the matter was thereafter heard further and the learned Trial Court has already passed judgment on 27.03.2025 and a *preliminary decree* has been passed by the learned Trial Court in respect of the property in question.
4. He submits that, in view of the above, the petition has become infructuous and, therefore, without prejudice to his rights and contentions, he does not press the same. He, however, submits that he would take appropriate steps and would challenge the abovesaid judgment dated 27.03.2025 and

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while laying such challenge, he would also impugn orders dated 27.01.2025 and 28.02.2025.

5. In view of above, the present petition is disposed of as having become infructuous. Liberty, as prayed, is granted.

6. All pending applications stands disposed of.

MANOJ JAIN, J

APRIL 21, 2025/sw/SS