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

+ **C.R.P. 141/2025, CM APPL. 28280/2025**

DALIP@KALUA THRU LRS SMT BALAPetitioner

Through: Mr. Suraj Pal Singh, Adv.

versus

TEJINDER WALIARespondent

Through: None.

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

13.05.2025

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1. The present Petition has been filed by the Petitioner under Section 115 of Code of Civil Procedure, 1908 [hereinafter referred to as 'CPC'] seeking to challenge an order dated 18.01.2025 passed by the learned ACJ/CCJ/ARC, Shahdara, KKD Courts, Delhi [hereinafter referred to as 'Impugned Order']. By the Impugned Order, a Petition seeking to review a judgment and decree dated 20.02.2017 and 17.03.2018 passed by the Ld. ACJ-CCJ-ARC, Shahdara, Karkardooma Courts, Delhi in CS No. 8143/16 captioned ***Sh. Tejender Walia vs. Sh Dalip @ Kalua*** was dismissed. By the Impugned Order, the learned Trial Court has given a finding that the Executing Court cannot go behind the decree and the objections sought to be raised by the Petitioner were in the nature of defences and hence dismissed the Petition.

2. After some arguments, learned Counsel for the Petitioner seeks permission to withdraw the present Petition with liberty to take appropriate

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steps in accordance with law.

3. The present Petition is dismissed as withdrawn with liberty as prayed for. The pending Application also stands closed.
4. The parties shall act based on the digitally signed copy of the order.

TARA VITASTA GANJU, J

MAY 13, 2025/jn

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

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