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

+ **CM(M) 2110/2025, CM APPL. 69196/2025 & 69197/2025**

MAHESH SINGH

.....Petitioner

Through: Mr. Anubhav Tyagi, Advocate.

versus

DINESH KUMAR GARG & ANR.

.....Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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06.11.2025

CM APPL. 69197/2025 (exemption)

1. Allowed, subject to all just exceptions.

CM(M) 2110/2025 & CM APPL. 69196/2025 (stay)

2. It is 03:50pm. The matter has been received now through third supplementary list after mentioning was allowed by the Hon'ble Chief Justice.

3. It appears that against the present petitioner, an *ex-parte* decree was passed and in the execution proceedings, by way of the impugned order, learned trial court appointed a Bailiff with the directions to the local police to assist so that the present respondent no.1/DH could enter into his premises. It is informed by learned counsel for petitioner/Judgment Debtor No.2 that he has filed an application under Order IX Rule 13 CPC along with an application for stay of execution.

4. After addressing partly, learned counsel for petitioner on instructions



seeks permission to withdraw this petition. As requested, the petition and the accompanying applications are dismissed as withdrawn unconditionally.

GIRISH KATHPALIA, J

NOVEMBER 6, 2025/ry