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

+ **CM(M) 2476/2025 & CM APPL. 80939/2025**

SUSHIL KAUSHIK

.....Petitioner

Through: Mr. Aayush Gautam, Mr. Girish
Kumar and Mr. Kartikey Kaushik,
Advocates

versus

TARUN KUMAR DUA

.....Respondent

Through: None

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **22.12.2025**

1. Petitioner/plaintiff has assailed order dated 01.09.2025 of the learned trial court, whereby his application seeking to strike off certain statements from chief-examination affidavit of DW2 on the ground that the same are beyond pleadings was dismissed.
2. After addressing partly, learned counsel for petitioner/plaintiff, on instructions, seeks permission to withdraw this petition with liberty to raise same arguments before the learned trial court at the stage of final arguments.
3. As requested, the petition and the accompanying application are dismissed as withdrawn with liberty as sought.

GIRISH KATHPALIA, J

DECEMBER 22, 2025/as