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

+ **EX.F.A. 4/2025 & CM APPL. 7411/2025**

M/S HINDUSTAN STEELWORKS CONSTRUCTION LTD

.....Appellant

Through: Mr. Anukul Raj, Mr. Shantanu
Krishana & Mr. Tushar Bhalla, Advs.
versus

M/S PROGRESSIVE CONSTRUCTION PVT. LTD

.....Respondent

Through: Ms. Swati Setia, Adv. (through VC).

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

01.04.2026

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1. This hearing has been done through hybrid mode.
2. The present appeal under Order XXI Rule 58 of the CPC read with Section 151 of the CPC seeks the following prayers:-

“(a) admit this memo of appeal issue notice to the Respondents, call for the records from the court below and after hearing the parties be pleased to set aside dated 04.01.2025, passed by learned District Judge, Karkardooma Court, East District, Delhi in Execution No. 218/2022 allowing the application of respondent under order XXI rule 13, 41 and 43, and /or
(b) Be pleased to pass such other order or orders as your Lordships may deem fit and proper.”

3. Learned counsel for the appellant seeks leave to withdraw the present appeal.
- 4, Leave granted.
5. The present appeal is dismissed as withdrawn and disposed of



accordingly.

6. Pending application (s), if any, also stands disposed of.
7. Order be uploaded on the website of this Court, *forthwith*.

AMIT SHARMA, J

APRIL 1, 2026/nk/sg