

15/16/17/18\$~

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

+ FAO(OS) 315/2011 & CM No.11796/2011 (for stay)

SMT SUSHILA AGARWAL

..... Appellant

Through: Mr. Neeraj Jain, Sr. Adv. with Mr.
Abhijat & Mr. V. Tyagi, Adv.

Versus

PARSHOTTAM SARUP AGARWAL

..... Respondent

Through: Ms. Tamali Wad & Ms. Anu Bagai,
Adv.

Mr. P.K. Rawal & Mr. Ajay Bahl, Adv.

AND

+ FAO(OS) 355/2011 & CM No.13816/2011 (for stay)

TARUN SARUP AGARWAL & ORS

..... Appellants

Through: Mr. Neeraj Jain, Sr. Adv. with Mr.
Abhijat & Mr. V. Tyagi, Adv.

Versus

PARSHOTTAM SARUP AGARWAL & ORS

..... Respondents

Through: Ms. Tamali Wad & Ms. Anu Bagai,
Adv.

Mr. P.K. Rawal & Mr. Ajay Bahl,
Adv.

AND

+ FAO(OS) 356/2011 & CM No.13821/2011 (for stay)

SUSHILA AGARWAL & ORS

..... Appellants

Through: Mr. Neeraj Jain, Sr. Adv. with Mr.
Abhijat & Mr. V. Tyagi, Adv.

Versus

PARSHOTTAM SARUP AGARWAL & ORS

..... Respondents

Through: Ms. Tamali Wad & Ms. Anu Bagai,
Adv.

Mr. P.K. Rawal & Mr. Ajay Bahl, Adv.

AND

+ FAO(OS) 357/2011 & CM No.13840/2011 (for stay)

MADHU AGARWAL & ANR
Through:

..... Appellants

Versus

SUSHILA AGARWAL & ORS

..... Respondents

Through: Mr. Neeraj Jain, Sr. Adv. with Mr. Abhijat & Mr. V. Tyagi, Advs. for R-1. Ms. Tamali Wad & Ms. Anu Bagai, Advs. for R-2. Mr. P.K. Rawal & Mr. Ajay Bahl, Advs.

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

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31.01.2012

1. In these appeals, order dated 30.05.2011 of the learned Single Judge passed in I.A. No.9514/2010 in CS(OS) No.1465/2010, I.A. No.10135/2010 in CS(OS) No.1561/2010 and I.A. No.8549/2010 in CS(OS) No.1290/2011 is challenged. Perusal of the order dated 30.05.2011 shows that the learned Single Judge has only passed some interim directions "till further orders" and the applications are still pending. In fact vide that order, the applications were listed for further hearing on 2nd December, 2011 and is now informed to be listed on 22nd May, 2012.

2. Learned senior counsel on the basis of that submits that since the applications are still pending and final view is yet to be taken, these appeals

should not be entertained at this stage. The other counsels are agreeable to the said suggestion.

3. We clarify that at the time of final arguments in the said IAs, the learned Single Judge shall take into consideration arguments of both the sides on merits and take a final view in the said IAs.

4. On this clarification, the counsels for the appellants seek permission to withdraw the appeals.

5. The appeals are accordingly dismissed as withdrawn. We make it clear that the interim directions contained in the impugned order will be read along with the order dated 24.06.2011 passed in these appeals till the disposal of the said IAs.


ACTING CHIEF JUSTICE


RAJIV SAHAI ENDLAW, J

JANUARY 31, 2012
'gsr'..