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

+ **FAO (COMM) 166/2025 & CM APPL. 37099-37100/2025**

**M/S J.N. GUPTA AND CO.**

.....Appellant

Through: **Mr. Anil Kr. Singh, Mr. Pavitra Veer Singh and Mr. Shinu Gupta, Advocates**

versus

**MANGLA HOISTS PVT. LTD.**

.....Respondent

Through: **Mr. Arun Kumar, Advocate (Through VC)**

**CORAM:**

**HON'BLE MR. JUSTICE MANOJ JAIN**

**HON'BLE MS. JUSTICE RENU BHATNAGAR**

**ORDER**

**30.06.2025**

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1. After hearing arguments for some time, learned counsel for appellant submits that in terms of Order XLIII Rule 1 CPC, the present appeal is not maintainable and, therefore, he does not press the present appeal. He, however, submits that he may be given liberty to challenge order dated 04.06.2025 by filing a petition under Article 227 of the Constitution of India.
2. Learned counsel for respondent also appears on advance notice through *videoconferencing*.
3. Be that as it may, in view of aforesaid statement made by learned counsel for appellant, present appeal is dismissed as not pressed.
4. The liberty is always available to the appellant to file any petition under Article 227 of the Constitution of India as it may be advised.

**MANOJ JAIN, J**  
**(VACATION JUDGE)**

**RENU BHATNAGAR, J**  
**(VACATION JUDGE)**

**JUNE 30, 2025/dr/shs**