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

+ **RC.REV. 365/2019**

QAMAR JAHAN

..... Petitioner

Through: Mr.S.D. Ansari with Mr I. Ahmed,
Advs.

versus

SHEIKH SULTAN AHMAD WAKF & ANR Respondents

Through: Mr M. Salim, Adv.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

18.01.2024

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[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 52157/2019 (subsequent facts)

1. The *mutawali* of respondent no.1 Waqf (who himself is a practicing advocate) submits that the premises no. A-15, West Nizamuddin are not owned by the respondents and that he was running his office from there only as a tenant, so, the vacation of the same is not relevant for present purposes. Formal reply in that regard be filed within two weeks.

CM APPL. 10933/2023 (use and occupation charges)

2. Pleadings are complete, but as on date, there is no order staying the operation of the impugned eviction order, so in view of the legal position, the application is pre-mature. Accordingly, the application is disposed of granting to liberty to respondent/landlord to file fresh application at



appropriate stage.

CM APPL. 27167/2019 (stay)

3. For addressing final arguments, learned counsel for petitioner/tenant seeks adjournment as he needs more time to prepare the brief. Adjournment request is opposed. Till date there is no order, staying the operation of the impugned eviction order, though according to counsel for petitioner/tenant, the other side had made a statement not to file execution proceedings, but he does not recollect that order.

4. At this stage, on account of verbal communication exchanged by both sides, list the matter at the end of the board.

GIRISH KATHPALIA, J

JANUARY 18, 2024/R.Y

Present: Mr.S.D. Ansari with Mr I. Ahmed, Advs. for petitioner.
Mr M. Salim, Adv. for respondents.

5. During lunch session, three-four matters were assigned to this Court and those matters are currently being taken up.

6. As it is already 05:30 p.m. No time left.

7. Re-list the matter on 12.02.2024

GIRISH KATHPALIA, J

JANUARY 18, 2024/R.Y

Click here to check corrigendum, if any