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

+ **CM(M) 2997/2024**

HARSH GOLAS

.....Petitioner

Through: Mr. Abhishek Kumar, Advocate.
versus

ASIF KHAN

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **23.07.2024**

CM APPL. 41277/2024 (Exemption)

Exemption allowed, subject to all just exceptions.

CM(M) 2997/2024

1. The petitioner is plaintiff before the learned Trial Court and is aggrieved by the dismissal of his application moved under Order XVA CPC.
2. According to learned counsel for the petitioner, the relationship is not disputed and, therefore, the respondent/defendant in any circumstance is required to pay the admitted rent/license fee with respect to the premises in question.
3. It is also contended by the petitioner that the predecessor in interest of the defendant was inducted as licensee at the rate of Rs. 3,000/- per month which was eventually enhanced.
4. During course of the arguments, learned counsel for the petitioner has stated that, as a bare minimum, the learned Trial Court could have directed the respondent to pay/deposit the fee at the admitted rate of Rs. 450/- per month.
5. Issue notice to the respondent through all permissible modes including *dasti*, returnable on 28th October, 2024. Notice be also issued through counsel.

MANOJ JAIN, J

JULY 23, 2024/ss