

RCA DJ NO.106/23
Radhey Shyam Vs. Rati Ram

27.09.2023

File received by way of transfer to this Court vide office order No.7089-94/Judl./Shd./KKD/2023 dated 01.09.2023 passed by the Ld. Principal District & Sessions Judge, Shahdara, District, Karkardooma Courts, Delhi.

It be checked and registered.

Present: Sh. K.R. Rana, Ld. Counsel for the appellant.

Regular civil appeal under Section 96 CPC filed by the appellants against judgment and decree dated 11.08.2023 passed by the Ld. Civil Judge in suit no.666/2019. The appellant also filed following applications which are as under :-

1. Application under Order XLI Rule 5 CPC for stay of operation of Judgment and Decree dated 11.08.2023.
2. Application u/s 151 CPC for exemption from filing certified copies.
3. An application under Section 5 of Limitation Act for condonation of delay, in filing the present appeal.

Perusal of the record shows that the appellants have not filed the decree sheet along with the present appeal.

In view of the submissions and contentions made in the application under section 151 CPC for exemption from filing certified copies, the said application is hereby allowed.

Application under section 151 CPC is accordingly disposed off.

The appellants are directed to file certified copy of judgment and decree dated 11.08.2023 within 30 days from today.

File perused.

Issue notice to the respondent of the present appeal as well as application under XLI Rule 5 CPC and application u/s 5 of Limitation Act on filing of PF/RC/Courier, returnable on 23.11.2023.

(Deepanker Mohan)
Additional District Judge-04
Shahdara District/KKD Courts/Delhi
27.09.2023