

34 CS 517/20

SHARDA DEVI BHOMIA Vs. DIRECTORATE OF HEALTH
SERVICES GNCT OF DELHI, THROUGH CDMO, DELHI NED.
AND SHD.

14.10.2025

Present : Sh. Ankush Sharma, Ld. Counsel for Plaintiff (through
VC).
Sh. Pratyaksh Gupta, Ld. Counsel for Defendant with AR
Sh.Amit Mehra.

A. An application under Order 39 Rule 10 CPC of the
plaintiff is pending for disposal.

Part arguments heard on said application.

Ld. Counsel for Plaintiff submits that Defendant has
cleared the admitted rent till Feb 2025 and thereafter the rent has not
been paid despite filing the bills/rent receipt with the defendant.

AR of the Defendant, who is present in the court, submits
that earlier Plaintiff has filed rent bills for period -Feb 2025 to July
2025 and Defendant requested the plaintiff that officials of the
Defendant has the approval of payment of rent only till Feb 2025,
therefore, the plaintiff may file two separate bills for Feb 2025 and for
March 2025 to July 2025 respectively. He further submits that separate
bills for March 2025 to July 2025 was filed, however, he does not
remember, when such bills were filed by the plaintiff. He is also not
aware about these bills filed for the period of August and September
2025. He further submits that rent bills of the Plaintiff submitted by her

with the office of defendant could not be cleared due to the office procedure/process.

Let an affidavit be filed by the AR of the defendant regarding the status of all the pending bills /outstanding amount in respect of the admitted rent to be paid to the Plaintiff along with the reasons for delay in the payment of those bills within two weeks with advance copy to the Plaintiff.

B. Ld. counsel for defendant submits that his application under Section 151 CPC for restoration of two applications -under Order 8 Rule 1 CPC for condonation of delay in filing the written statement and another application under Section 8 of the Arbitration and Conciliation Act is pending for disposal. Ld. counsel submits that the said two applications were dismissed for non prosecution vide Order dated 05.11.2022. Ld. counsel submits that above application may be decided before the disposal of the above application of plaintiff under Order 39 Rule 10 CPC.

Part arguments heard.

Put up for further arguments on all pending applications on **28.01.2026.**

(MOHAMMAD EHTESHAM)
District Judge-03 (Shahdara),
KKD Courts, Delhi. 14.10.2025