

3

CS DJ ADJ 394/25

MAHENDER SINGH Vs. RAVI SOLANKI

02.06.2026

Present: Sh. Anupam Kumar Mishra, Ld. Counsel plaintiff along with plaintiff.
Sh. V K Yadav, Ld. Counsels for defendant no. 1, 2 and 3 along with defendant no. 2.
Sh. Arvind Kumar, ASO in person for DJB.
Sh. Aarin Kaushik, Ld. Counsel for BSES

Today the matter is fixed for further proceedings.

Reply filed on behalf of plaintiff to application u/o IX Rule 7 CPC.

Perusal of record shows that an application u/o IX Rule 7 CPC has been filed on behalf of defendant no. 1, 2 and 3 for setting ex parte order aside. It is stated in the application that due to inadvertent mistake on the part of the previous counsel, defendants could not appear before this court.

Heard.

It is a settled position of law that to get an ex-parte order set aside, the applicant has to show good cause however equally well settled law is even if good cause is not shown the party can join the proceeding from that day onwards. In the present case, the difficulty of defendant is two-fold as not only the defendants were proceeded ex-parte but their right to WS has also been closed.

In the interest of justice, this court considers it fit to permit defendant to join the proceedings from now onwards subject however to a cumulative cost of Rs.15,000/- to be deposited in DLSA, South West, Dwarka Courts before the next date of hearing. It is made clear that by this order this court has not condoned the delay in filing WS. The same shall be considered when an appropriate application for the same is moved.

List for further proceeding on **21.07.2026**.

(Abhitosh Pratap Singh Rathore)
DJ-05 (SW)/Dwarka Courts
New Delhi: 01.06.2026