

CS DJ ADJ/1141/2022

MITHILESH KUMAR MISHRA Vs KAMLESH PANDIT AND ANOTHER

16.03.2026

Present: Sh. Pankaj Tripathi, Ld. Counsel for plaintiff along with plaintiff.
Defendant no. 1 & 2 already proceeded ex-parte vide order dated 09.01.2023 and 14.10.2025.

Sh. Hardwari Lal, Ld. Counsel for defendant no. 2 along with defendant no. 2.

Today the matter is fixed for arguments on application under Order IX Rule 7 CPC.

Reply to the aforesaid application has been filed on behalf of plaintiff.

Arguments heard.

Counsel for defendant no. 2 submits that defendant no.2 is a Senior Citizen whose only son has expired. He is unable to look after his affairs. Besides, non-appearance on behalf of defendant no.2 was only on one date.

In view of the submissions and in the interest of justice and also considering the peculiar circumstances of the defendant no.2, application is allowed subject however to payment of cost of Rs.500/- to be deposited in DLSA, South West, Dwarka Courts before next date of hearing.

Counsel for both the parties submit that there is a possibility of settlement between the parties and matter may be referred to the Mediation Centre.

In view of joint request, case is referred to the Mediation Centre, Dwarka Court, New Delhi.

Parties to appear before the Mediation Centre, Dwarka Court, New Delhi on **30.03.2026 at 2 PM.**

To come up before this court for mediation report and further proceedings on **14.05.2026.**

(Abhitosh Pratap Singh Rathore)

DJ-05 (SW)/Dwarka Courts

New Delhi: 16.03.2026