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

+ **CM(M) 171/2023**

SHRI VIPIN KUMAR GUPTA

..... Petitioner

Through: Petitioner-in-person

versus

DIPIKA LAL

..... Respondent

Through: Mr. Rishi Bharadwaj, Advocate

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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03.02.2023

[The proceeding has been conducted through Hybrid mode]

CM APP No. 5171/2023 (Delay)

1. This is an application seeking condonation of 20 days' delay in re-filing the present petition.
2. For the reasons stated therein, the application is allowed. The delay of 20 days in re-filing the present petition is condoned.
3. The application is disposed of.

C.M. APP No. 5170/2023 (Exemption)

4. This is an application seeking exemption from filing certified copy of the Annexures.
5. Exemption is allowed, subject to all just exceptions.
6. However, the petitioner is directed to obtain and file the certified copy of the Annexures within four weeks from today.



7. The application is disposed of.

CM(M) 171/2023 & CM APP No. 5169/2023 (Stay)

8. Issue notice limited only to the extent of the question where the impugned order has dismissed the application under Order VIII Rule 10 of the CPC, 1908.

9. Mr. Rishi Bharadwaj, learned counsel appears for the respondent and accepts notice.

10. Reply, if any, be filed within four weeks. Rejoinder thereto, if any, be filed within four weeks thereafter.

11. Mr. Bharadwaj, learned counsel submits that he has not received the complete copy of paper book. The petitioner has handed over the complete set of paper book alongwith the documents today in Court. Learned counsel for the respondent accepts the same.

12. List on 11.07.2023.

TUSHAR RAO GEDELA, J

FEBRUARY 3, 2023

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