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

+ LA.APP. 37/2022

NORTH DELHI MUNICIPAL CORPORATION Appellant

Through: Mr Namrata Mukim, SC with
Ms Garima Jindal, Advocate

versus

SHIV KUMAR & ORS.

..... Respondents

Through: Mr Sanjay Kumar Pathak, Mr
Sunil Kumar Jha and Mr M.S.
Akhtar, Advocates for UOI
Mr Yeeshu Jain, Standing
Counsel with Ms Jyoti Tyagi
and Ms Surbhi Arora,
Advocates for R-3

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER

% **19.04.2022**

The hearing has been conducted through hybrid mode (physical and virtual hearing).

CM APPL. 18869/2022-(for exemption)

1. Exemption is allowed, subject to all just exceptions.
2. The application stands disposed of.

CM APPL. 18868/2022-(permission to deposit 50 p.c. of decretal amount)

3. It is stated by the learned counsel for the appellant states that the appellant will be depositing 25 per cent of the decretal amount due to shortage of funds. My attention has been drawn to the order dated 19.01.2022 vide which the appellant was directed to deposit 50 per cent of decretal amount. Let 25 per cent of the amount be deposited



before the Registrar concerned on 20.04.2022.

4. However, the learned counsel for the appellant seeks further sixteen weeks' time to deposit the rest of 25 per cent of the decretal amount.

5. Having heard learned counsel for the parties and having perused the records, it is directed that the appellant shall deposit the rest of 25% of the decretal amount within ten weeks from today. It is made clear that no further adjournment will be entertained nor any request will be made by the learned counsel for the appellant seeking extension of time for depositing this amount.

6. On the appellant depositing this amount by tomorrow, i.e., 20.04.2022, there shall be a stay of the impugned order as per the last order dated 14.01.2022 which was a conditional order. A stay in the impugned judgment on condition of depositing of 50 per cent. However, since the appellant has been granted extension of time to deposit rest of the 25 per cent of the decretal amount, there shall be a stay of the impugned judgment till the next date of hearing.

7. In view of the above, the application stands disposed of.

SWARANA KANTA SHARMA, J.

APRIL 19, 2022

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