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

+ **CS(OS) 60/2019**

S. BHAG SINGH & ORS.

.....Plaintiffs

Through:

versus

M/S HARISONS AND ORS.

.....Defendants

Through: **Mr. Vivek B. Saharya, Mr. Shubhit Malhotra and Mr. Nishant, Advocates for Defendant Nos.1 to 3**

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

17.01.2025

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I.A. 1293/2025

1. This application has been filed by the Defendants No.1 to 3 seeking correction in the Order dated 08.01.2025.
2. Vide Order dated 08.01.2025 this Court passed the following Order:

"I.A. 166/2025

1. *This application under Section 151 CPC has been filed on behalf of Defendant Nos.1 to 3 for adjourning sine die the proceedings for recording evidence relating to damages/use and occupation charges in terms of the Order dated 25.04.2024 passed by the Division Bench of this Court in RFA(OS) 12/2024.*

2. *Learned Counsel appearing for Defendant Nos.1 to 3 states that an appeal being RFA(OS) 12/2024 has been admitted by the Division Bench of this Court and that an assurance has been given to Division Bench*



that no Precipitative action will be taken in the pending proceedings.

3. *List on 22.05.2025.*

4. *The next date of hearing before the Ld. Joint Registrar on 21.02.2025 stands cancelled.”*

3. It is stated by the learned Counsel for Defendants No.1 to 3 that a clerical error has crept in paragraphs No.1 & 4 of the said Order inasmuch as in paragraph No.1 it has been inadvertently mentioned “*passed by the Division Bench of this Court in RFA(OS) 12/2024*” whereas the same should be read as “*till the final decision in RFA(OS) 12/2024*”. He further states that in paragraph No.4 it is recorded that the next date of hearing before the learned Joint Registrar is 21.02.2025 while the next date of hearing before the Joint Registrar is 21.04.2025. He contends that the proceedings be *sine die* adjourned till the above-said appeal is decided by the Division Bench. The contention of the learned Counsel for Defendants No.1 to 3 is correct.

4. The said Order is corrected to the extent that in paragraph No.1 “*passed by the Division Bench of this Court in RFA(OS) 12/2024*” be read as “*till the final decision in RFA(OS) 12/2024*” and in paragraph No.4 the date before the Joint Registrar be read as 21.04.2025 instead of 21.02.2025.

5. The Application is disposed of.

SUBRAMONIUM PRASAD, J

JANUARY 17, 2025

Rahul