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

+ RFA 157/2024

SAVITRI DEVI JAIN THROUGH HER LR MRS. SULAKSHNA
JAIN Appellant

Through: Mr. Shanadendu Dwivedi, Advocate

versus

SUSHMA JAIN Respondent

Through: Mr. Surender Singh, Advocate
(Through VC)

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **07.05.2024**

CM APPL. 13240/2024 (Exemption from certified copies) & CM APPL. 13242/2024 (For calling LCR) (Exemptions)

Exemption allowed subject to just exceptions.

The applications stand disposed of.

CM APPL. 27017/2024 (Seeking condonation of delay in filing the appeal)

1. The instant application Section 5 of the Limitation Act, 1963 has been filed on behalf of the appellant seeking condonation of delay in filing the appeal.
2. For the sufficient cause being shown in the application, the same is



allowed and the delay of 12 days, in filing the appeal, is condoned.

3. Accordingly, the application stands disposed of.

RFA 157/2024 & CM APPL. 13241/2024 (Addl. doc.) & CM APPL. 13243/2024 (stay)

1. The instant appeal under Section 96 read with Order XLI of the Code of Civil Procedure, 1908 has been filed on behalf of the appellant seeking the following reliefs:

“a. Set aside the impugned Judgment dated 10.11.2023 as passed by the Hon'ble Additional District Judge-02, Rohini Court" in CS OJ No. 578068/2016.

b. Pass such other and further order(s) as this Hon 'ble Court may deem fit in the facts and circumstances of this case. ”

2. Heard.

3. Issue notice of the appeal and the accompanying applications. Mr. Surender Singh, learned counsel for the respondent accepted notice and vehemently opposed the instant appeal. He prayed for four weeks' time to file counter affidavit and replies of the appeal and the accompanying applications. Let the same be filed within four weeks as prayed. Rejoinder thereto, if any, be filed within two weeks thereafter.

4. List on 11th September, 2024 for final hearing.

5. The parties are also directed to file written arguments along with the convenience compilation of documents within four weeks.

6. Trial Court Record be requisitioned in digital form before the next date of hearing.

CHANDRA DHARI SINGH, J



MAY 7, 2024/gs/db

[Click here to check corrigendum, if any](#)