



\$~99

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

+ **RFA 165/2024**

M/S FAIRDEAL ENTERPRISES Appellant

Through: Mr.Hem C. Vashisht, Advocate

versus

RAJESH YADAV Respondent

Through: Nemo

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **05.03.2024**

CM APPL. 13853/2024 (Exemption)

Exemption allowed subject to just exceptions.

The application stands disposed of.

CM APPL. 13854/2024 (Delay)

1. This is an application under Section 5 of Limitation Act, 1963 read with Section 151 of the Code of Civil Procedure, 1908 for condonation of delay in re-filing the instant appeal.

2. For the reason stated in the application, the delay of 12 days in re-filing the appeal is condoned.

3. The application is disposed of.

RFA 165/2024 & CM APPL. 13852/2024 (Stay)

1. The instant regular first appeal under Section 96 read with Order XXXVII Rule 4 of the Code of Civil Procedure, 1908 has been filed on



behalf of appellant seeking the following reliefs:-

"A. Set aside impugned order and judgment dated 02.12.2023 Passed by Hon'ble Court of Shri Sachin Jain Additional District Judge -02, South-West District, Dwarka Courts, New Delhi in CS DJ ADJ 181/2020, case title Rajesh Yadav Versus M/s. Fairdeal Enterprises.

B. Pass necessary order (s) in favour of appellant / Defendant and against the respondent -plaintiff;

Pass any other or further order as this Hon'ble Court may deem fit and proper under the circumstances of the case."

2. Heard.

3. On filing PF within a week, issue notice to the respondent through all permissible modes, returnable before the Registrar on 6th May, 2024.

CHANDRA DHARI SINGH, J

MARCH 5, 2024

dy/db

Click here to check corrigendum, if any