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

+ **CM(M) 2362/2024**

BHUPINDER SINGH & ANR.

..... Petitioners

Through: Mr. Anil Sharma, Mr. Jaspreet Singh,
Mr. Arpit Sharma, Mr. Jayant Mudgal
& Mr. Anuj Sehgal, Advs.

versus

VINOD KUMAR BABUTA

..... Respondent

Through: Mr. Sachin Mishra, Mr. Rahul
Jaswant & Ms. Akanksha Choudhary,
Advs.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **22.04.2024**

CM APPL. 22642/2024—Exp.

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CM(M) 2362/2024, CM APPL. 22641/2024—stay

3. The present petition has been filed under Article 227 of the Constitution of India read with Section 151 CPC impugning the order dated 01.03.2024 passed by learned ADJ-01, South West, Dwarka Courts, Delhi (hereinafter referred to as 'Trial Court') in CS DJ ADJ No. 344/2022 titled as "*Vinod Kumar Babuta vs. Bhupinder Singh*" whereby the leave to defend application moved on behalf of the petitioner herein has been dismissed by



the learned Trial Court.

4. Learned counsel for the petitioner submits that matter is already listed for judgment for 25.04.2024, however, the impugned order has been passed on 01.03.2024.
5. Issue notice.
6. Learned counsel for the respondent puts an appearance on advance notice and accepts notice.
7. It is submitted on behalf of the respondent that the reply to the petition shall be filed.
8. Let reply/written submissions filed within four weeks with an advance copy to the other side.
9. List for hearing on 03.05.2024.

SHALINDER KAUR, J

APRIL 22, 2024

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