



2026:DHC:6073

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

+ **CM(M) 2739/2024**

DEEPIKA GUPTA

..... Petitioner

Through: Mr. Abhinav Garg, Mr. Mihir
Gujjewar and Mr. Nishant Goyal,
Adv.

versus

SH. JUGAL KISHOR TOSHNIWAL

..... Respondent

Through: None.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **30.05.2024**

CM APPL. 33832/2024—Exp.

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

CM(M) 2739/2024, CM APPL. 33831/2024—stay

3. The present petition under Article 227 of the Constitution of India has been filed to invoke the supervisory jurisdiction of this Court to impugn the order dated 29.04.2024 passed by the learned District Judge Commercial Court, North, Rohini, Delhi (hereinafter referred as ‘ Trial Court ’) in Case No. CS No. (Comm.) 586/23 titled as “Jugal Kishore Toshniwal versus Deepika Gupta”, whereby application moved on behalf of the petitioner under Order VIII Rule 1 CPC has been dismissed and right to file written statement has been closed and defence has been struck off.
4. Upon petitioner’s taking necessary steps, issue notice to the



2026:DHC:6073

respondent through all permissible modes, returnable for 21.10.2024.

5. Learned counsel submits that the learned Trial Court has already fixed a schedule with respect to conducting of the proceedings of the case before it and the final arguments are scheduled to be held on 02.07.2024.

6. In view of the submission made, the learned Trial Court shall be at liberty to hear the final arguments but not to pass the final judgment till the next date of hearing fixed before this Court.

SHALINDER KAUR, J

MAY 30, 2024
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