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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 2890/2024 & CM APPL. 38316/2024 & CM APPL. 38317/2024**
SORAJPetitioner

Through: Mr. S.K. Singh, Advocate (Through
VC)

versus

TINA BANSAL & ANR.Respondent

Through: None

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **10.07.2024**

CM APPL. 38317/2024

Exemption allowed subject to all just exceptions.

CM(M) 2890/2024 & CM APPL. 38316/2024

1. Respondent had filed summary suit against the petitioner herein.
2. Such suit was decreed by the learned Trial Court on 01.11.2022 under Order XXXVII CPC. Learned Trial Court also noticed that no appearance had been put in from the side of defendant.
3. Thereafter, defendant i.e. petitioner herein had moved an application before the learned Trial Court praying therein that such decree may be set aside. However, his application moved under Order XXXVII Rule 4 CPC has been dismissed as not maintainable vide order dated 07.05.2024.
4. Such order has been impugned by filing petition under Article 227 of the Constitution of India.
5. In order to appreciate the contentions made by the learned counsel for petitioner, let digitized copy of the Trial Court Record be called for 13.08.2024.

MANOJ JAIN, J

JULY 10, 2024/dr