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

+ **CMI 16/2024**

DHEERAJ BAJAJ

.....Petitioner

Through: **Mr. Mohnish Sehrawat, Advocates.**

versus

SURESH KUMAR GUPTA & ANR. & ORS.

.....Respondents

Through: **Mr. Surender Singh, Advocate.**

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **19.07.2024**

CM APPL. 40334/2024 (exemption)

Exemption allowed, subject to all just exceptions.

CM APPL. 40335/2024 (permission to filed lengthy list of dates)

For the reasons stated in the application, application is allowed.

CMI 16/2024 & CM APPL. 40332/2024 & CM APPL. 40333/2024 & CM APPL. 40336/2024

1. Present application has been filed by the appellant challenging ex parte decree dated 28.02.2023, passed by the learned ADJ-04, North West, Rohini Court, Delhi. While challenging the aforesaid appeal, the appellant has also filed an application under Order XLIV Rule 1 of CPC seeking permission to pursue with the appeal as an indigent person.

2. Mr. Surender Singh, learned counsel for the respondent/Decree-Holder appears on advance notice and accepts notice.

3. Mr. Singh, learned counsel for petitioner seeks time to file appropriate reply to the above application and he would be at liberty to file the same

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before the next date of hearing.

4. In the meanwhile, in terms of inquiry which is required to be conducted in respect of Order XLIV Rule 1 of CPC, let the comprehensive report be sought from the concerned SDM.
5. List before Joint Registrar (J) on 30.07.2024 for conducting further proceedings in accordance with law.
6. List before the Court on 28.08.2024.

MANOJ JAIN, J

JULY 19, 2024/sw