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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **LA.APP. 45/2022 & CM APPL.3460/2022**
NORTH DELHI MUNICIPAL CORPORATION Appellant

Through: Ms. Namrata Mukim, Standing Counsel
with Ms. Garima Jindal, Advocate
for MCD

versus

SH. HARBANS SINGH & ORS. Respondent

Through: Mr. Sumit Rajput, Advocate for
respondent Nos.1, 2, 3(a & b) and 5
Ms. Urvashi Sharma, Advocate for
Mr. J.K. Jain, Advocate for respondent
Nos.4,7, and 9 to 38
Ms. Rini V. Tigga Adv. for Mr. Sanjay
Kr. Pathak Adv. for respondent
No.39/DOI

CORAM: MS. KAUSHLYA VERMA, REGISTRAR

ORDER

% **31.10.2022**

Today's Court proceedings are conducted through
physical/hybrid mode.

As per office report, notice could not be issued to respondent
Nos.6 and 8, as process fee was not filed by the appellant.

Learned Counsel for the appellant submits that the service on
all the respondents is complete and she has also filed an affidavit of
service under order 3 rule 5 CPC. However, the same is not on record
learned Counsel for the appellant is directed to check with the registry
and have the same placed on record before the next date.

In the proceedings dated 21.03.2022, it has been recorded that



Respondent no. 3(a)- Sh. Sandeep Kumar has since died. No steps have been taken by appellant to bring LRs of the said deceased respondent. Let the needful be done.

Vide order dated 19.04.2022, the appellant was directed to deposit the remaining 25 per cent of the decretal amount within ten weeks from the date of previous order dated 19.01.2022 and was thus required to deposit the said amount by 20.04.2022. However, the said order of the Hon'ble Court has not been complied with by the appellant. Learned counsel appearing for the appellant seeks some time to have instructions and requests for a short adjournment.

As requested, re-notify on 16.11.2022.

Memo of appearance on behalf of respondent No.39 be filed within a week.

CM Appl. 23788/2022 U/O XXXXI R 22 CPC by Respondents 4, 7 9 to 38.

No PF filed for issue of process on respondents 6 and 8, therefore, notice could not be issued.

No reply has been filed by appellant and Respondents 3, 5 and 39. Let the needful be done.

Renotify on 16.11.2022.

REGISTRAR

OCTOBER 31, 2022

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