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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **LA.APP. 46/2022 & CM APPL.3463/2022**
NORTH DELHI MUNICIPAL CORPORATION Appellant

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

versus

SH. SHYAM SUNDER & ORS. Respondent

Through: Ms. Urvashi Sharma, Advocate for
Mr. J.K. Jain, Advocate for respondent
Nos.1 to 18, 20 to 32, 36 to 43, 45 & 46
Mr. Vijay Pal Singh Chauhan, Advocate
for respondent No.34
Mr. Praveen Kumar, Advocate for
respondent No.35
Mr. Sanjay Kr. Pathak and Mr. M.S.
Akhtar, Advocates for respondent
No.47/UOI

CORAM: SH. SANJAY KUMAR SHARMA, REGISTRAR

ORDER

% **01.08.2022**

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

As per office report, notice could not be issued to respondent Nos.19, 33 to 35 and 44 as process fee was not filed by the appellant.

Learned counsel for the appellant submits that respondent No.33 already stands deleted vide order dated 25.01.2017 before Trial Court.

Page 1 of 2



Mr. Vijay Pal Singh Chauhan and Mr. Praveen Kumar, Advocates have entered appearance on behalf of respondent Nos.34 and 35 respectively and request for copy of the appeal. Learned counsel for the appellant to supply the complete set of appeal to learned counsel for respondent Nos.34 and 35 within a week.

Vakalatnama on behalf of respondent Nos.34 and 35 be filed within a week.

On appellant's taking steps within a week, issue notice to respondent Nos.19 and 44, by all permissible modes, returnable on 31.10.2022.

Learned counsel for the appellant seeks time to take steps to deposit the remaining decretal amount in terms of order dated 19.04.2022. Let the needful be done.

Memo of appearance on behalf of respondent No.47 be filed within a week.

In the meantime, appellant to file the requisite application for bringing on record the legal heirs of deceased respondent Nos.23(b), 43, 45 and 46 before the next date.

CM APPL.23787/2022 u/O XXXXI Rule 22 CPC by respondent Nos.1 to 18, 20 to 32, 36 to 43, 45 & 46)

Ms. Garima Jindal and Mr. Vijay Pal Singh Chauhan, Advocates accept notice on behalf of the non-applicants i.e. appellant and respondent No.34 respectively whereas Mr. Praveen Kumar,



Advocate accepts notice on behalf of respondent No.35. Mr. Sanjay Kr. Pathak, Advocate also accepts notice on behalf of respondent No.47.

Learned counsel for respondent Nos.34 and 35 request for copy of the application. Learned counsel for the appellant to supply the complete set of application to them within a week.

Let reply, if any, on behalf of the non-applicants be filed within four weeks with advance copy to learned counsel for the objectors, who may file rejoinder thereto, if any, before the next date.

List again on 31.10.2022.

REGISTRAR

AUGUST 1, 2022

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Page 3 of 3