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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RFA 562/2024 & CM Appl.49913/2024**

POOJA SHARMA & ANR.

.....Appellants

Through: Mr. Bharat Deep Singh and Mr.
Dipanshu Tomar, Advs.

versus

SARITA ARORA

.....Respondent

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

O R D E R

% **30.08.2024**

CM Appl.49910/2024*[Exemption from filing certified copies]*

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

CM Appl.49909/2024*[Seeking condonation of delay in filing]* **and CM Appl.49912/2024***[Seeking condonation of delay in re-filing]*

3. The present Application has been filed on behalf of the Appellants seeking condonation of delay in filing and in re-filing the present Appeal.
4. For the reasons as stated in the Applications, the delay is condoned.
5. The Applications are allowed.

CM Appl.49911/2024*[Exemption from filing decree sheet]*

6. Registry is directed to place on record the digital copy of the Trial Court Record duly paginated and book-marked in accordance with the rules of the High Court.

7. The Applications stand disposed of.

RFA 562/2024 & CM Appl.49913/2024*[Stay]*

8. The present Appeal has been filed on behalf of the Appellants



impugning an order dated 24.07.2023 passed by the learned ADJ-11, Central, Tis Hazari Courts, Delhi, whereby the Application filed by the Respondent/Plaintiff under Order XII Rule 6 of the Code of Civil Procedure, 1908 was allowed and it was directed that the Respondent/Plaintiff are entitled to half share in the suit property i.e. property no. 168, Block – E, Municipal No. 6871, Kamla Nagar, Delhi (area admeasuring 153 sq. yards out of total area of 307 sq. yards) and a preliminary decree for partition was passed.

9. Prior to issuing Notice in the matter, this Court deems it expedient to hear the Respondent as well. For this purpose, let a complete set of the paper book be supplied to the Respondent. A copy of the complete set of the paper book shall also be supplied to the learned Counsel who appeared before the learned Trial Court on behalf of the Respondent. An affidavit of service be filed within three weeks.

10. List on 04.10.2024.

TARA VITASTA GANJU, J

AUGUST 30, 2024/r

[Click here to check corrigendum, if any](#)