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

+ **RFA(COMM) 390/2024**

M/S VITAL HOME CARE

.....Appellant

Through: Mr Raghav Saluja and Ms Tanisha
Verma, Advocates.

versus

SH BABLOO SAINI

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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17.09.2024

[Physical Hearing/Hybrid Hearing (as per request)]

CM 54347/2024

1. Allowed, subject to the appellant filing legible copies of the annexures, at least three (03) days before the next date of hearing.

CM 54348/2024

2. This is an application filed on behalf of the appellant seeking exemption from filing the decree sheet.

3. Mr Raghav Saluja, learned counsel, who appears on behalf of the appellant/ defendant, says that an application would be preferred for obtaining the decree sheet and upon receipt, the same will be filed with the Court at the earliest.

3.1 The statement of Mr Saluja is taken on record.

4. The application is disposed of.



RFA(COMM) 390/2024 and CM 54346/2024 [Application filed on behalf of the appellant seeking interim relief]

5. This appeal is directed against the judgement and decree dated 15.07.2024 passed by the trial court.

5.1 Via the impugned judgement and decree, the learned trial court has decreed the suit in favour of the respondent/ plaintiff for Rs 4,53,896/-, along with *pendent lite* and future interest pegged at 12% per annum.

6. The matter requires further examination.

7. Issue notice to the respondent/ plaintiff via all permissible modes, including e-mail.

8. List the above-captioned appeal on 23.01.2025.

9. Upon the appellant/ defendant depositing the entire decretal amount with the Registry of the Court within the next four (04) weeks, there shall be, for the moment, a stay on the operation of the impugned judgement and decree.

10. Meanwhile, the Registry is directed to summon the trial court record and place the same before the Court, *albeit* in digitized form, prior to the next date of hearing.

RAJIV SHAKDHER, J

AMIT BANSAL, J

SEPTEMBER 17, 2024/kd

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