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

+ RFA 841/2025

NEW DELHI MUNICIPAL COUNCIL

.....Appellant

Through: Ms. Kanika Agnihotri, SC with Mr. Chirag, Mr. Dheerendra Singh Bisht and Mr. Mayank, Advocates.

versus

M/S G AND G SERVICE PRIVATE LIMITED

.....Respondent

Through: Mr. Abhinav Sharma, Mr. Shreesh Pathak and Ms. Gurjot Sethi, Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

15.10.2025

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CM APPL. 56170/2025 (exemption)

Exemption granted, subject to just exceptions.

Let requisite compliances be made within 01 week.

The application stands disposed-of.

CM APPL. 56171/2025

By way of the present application filed under section 151 of the Code of Civil Procedure 1908 ('CPC'), the applicant/appellant seeks summoning of entire trial court record.

2. For the reasons stated in the application, which is duly supported by affidavit, the delay is condoned.
3. Let trial court record be requisitioned in electronic form; and copy of TCR be supplied to counsel on request.



4. The application is allowed and disposed-of.

RFA 841/2025 & CM APPL. 56169/2025 (stay)

5. By way of the present regular appeal filed under section 96 CPC, the appellant impugns judgment and decree dated 08.07.2025 passed by the learned District Judge-04, Patiala House Courts, New Delhi in suit bearing CS No.59047/2016.
6. Issue notice.
7. Learned counsel appears on behalf of the respondent on advance copy; and accepts notice.
8. Let reply to CM APPL. No. 56169/2025 be filed within 06 weeks of service; rejoinder thereto, if any, be filed within 04 weeks thereafter; with copy to the opposing counsel.
9. No reply is required in the appeal.
10. Re-notify on 07th January 2026 before the learned Joint-Registrar for completion of service; and completion of pleadings in CM APPL. No.56169/2025.
11. List before court thereafter.
12. In the meantime, subject to the appellant depositing the entire decretal amount alongwith upto-date interest with the Registrar General of this court within 06 weeks from today, the effect and operation of the impugned judgment and decree dated 08.07.2025 shall remain stayed, till the next date of hearing before this court.
13. The Registrar General is directed to retain the amount deposited in the form of a fixed deposit in a nationalised bank, initially for a period of 01 year; to be renewed for the same period from time-to-time, without



awaiting any further directions from this court in that behalf, unless otherwise directed by the court.

14. The Registry is directed to bring to the notice of this court any non-compliance with the directions issued above.

ANUP JAIRAM BHAMBHANI, J

OCTOBER 15, 2025/ak