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

+ **CM(M) 2025/2025**

DELHI DEVELOPMENT AUTHORITY

.....Petitioner

Through: Counsel for petitioner (*appearance
not given*)

versus

SMT. RUKSAR @ JUMRAT

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **17.10.2025**

CM APPL. 65875/2025 (exemption)

1. Allowed, subject to all just exceptions.

CM(M) 2025/2025

2. Petitioner has assailed orders dated 03.07.2024 and 12.12.2024 passed by learned trial court, whereby defence was struck off and review was declined.

3. Learned counsel for petitioner today requested for passover but on account of pending board, passover is not possible.

4. It appears that on 03.07.2024, defence of petitioner/DDA was struck off because for more than 90 days after service of summons, Written Statement was not filed. Since the petitioner/defendant did not care to even file any application for enlargement of time, setting out any exceptional



circumstances, the trial court held that it has no power to extend the period. The review of order dated 03.07.2024 was dismissed on 12.12.2024 after dismissal of application under Section 5 Limitation Act.

5. In above circumstances, as requested, relist on 24.03.2026 in Advance List. It is made clear that there is no stay on proceedings of the trial court.

GIRISH KATHPALIA, J

OCTOBER 17, 2025/ry