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

+ **RFA 33/2025**

DR SUSHIL KUMAR NIJHAWAN & ANR.Appellants

Through: Mr. Rajiv Bajaj, Advocate

versus

ANIL KUMAR NIJHAWANRespondent

Through: Mr. Ved Prakash Sharma and Ms.
Amrit Kaur, Advocate

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **10.02.2025**

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

CM APPL. 7840/2025 (exemption)

1. Allowed, subject to all just exceptions.

CM APPL. 7839/2025 (for seeking clarification of order dated 14.01.2025)

2. Vide ex-parte order dated 14.01.2025, while staying the operation of the impugned judgment and decree, notice was issued to the respondent, who has now filed this application. Learned counsel for appellants appearing on advance intimation accepts notice.

3. It is submitted by learned counsel for respondent that order dated 14.01.2025 is being construed by the learned Trial Court as stay of the Trial Court proceedings, therefore, a clarification is required.

4. Order dated 14.01.2025 is absolutely clear that what was stayed was only the operation of the impugned judgment and decree and not the Trial Court proceedings. Therefore, no clarification is required. The application is disposed of.



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5. Since the respondent stands served with notice of appeal and has filed the above application as well, on the next date i.e., 29.05.2025, the matter need not be listed before the Registrar and it be listed before this Court only.

FEBRUARY 10, 2025/as

GIRISH KATHPALIA, J

Click here to check corrigendum, if any