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

+ RFA 49/2025

AAS MOHD. SAIFI

.....Appellant

Through: Mr. Rajinder Mathur, Mr. Tarun
Mathur and Mr. Akshat Singhal
Advocates.

versus

SANJAY KUMAR GOYAL

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **21.04.2025**

CM APPL. 22626/2025

By way of the present application filed under Order XLI Rule 5 of the Code of Civil Procedure 1908, the appellant/applicant seeks stay of the effect and operation of impugned judgment and decree dated 31.08.2024.

2. Mr. Rajinder Mathur, learned counsel appearing on behalf of the appellant submits that though in para 6 of order dated 20.01.2025 passed in the present proceedings, it is observed that the court did not find it fit to stay the operation of the impugned judgment and decree, that observation was made only for the reason that, at that stage, no execution proceedings have been filed. Mr. Mathur informs the court however, that execution proceedings has been filed now.



3. Issue notice.
4. Upon the appellant taking steps, let notice be sent to the respondent through all permissible modes, returnable for the next date.
5. Let the notice indicate that reply to the application be filed within 03 weeks of service; rejoinder thereto, if any, be filed within 01 week thereafter; with copy to the opposing counsel.
6. Re-notify on 29th May 2025 before court for consideration of the present application.

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7. The date of 29.05.2025, fixed before the learned Joint Registrar, stands cancelled.

ANUP JAIRAM BHAMBHANI, J

APRIL 21, 2025/ak