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

+ RSA 136/2018, CM APPL. 38040/2018, CM APPL. 39302/2019, CM APPL. 46486/2023, CM APPL. 57484/2024 & CM APPL. 57485/2024

M/S SHYAM LAL & ORS

.....Appellants

Through: None.

versus

MITHLESH DEVI

.....Respondent

Through: Mr. Abhishek Grover, Adv. for
LRs no. 1 to 4.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

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09.12.2024

CM APPL. 11570/2024 (filed on behalf of the appellants seeking condonation of delay in filing the reply of CM APPL. 39302/2019)

1. For the reasons stated in the application, the same stands allowed.
2. The reply filed in CM APPL. 39302/2019, is taken on record.
3. Application stands disposed of.

CM APPL. 39302/2019 (filed on behalf of the respondent for payment of rent a market rate)

1. None has appeared for the appellants.
2. Learned counsel appearing for the respondent presses the application bearing CM APPL. 39302/2019, and he submits that despite concurrent findings of fact, the respondent/plaintiff is unable to reap the benefit under the impugned judgment and decree. He further submits that the appellants



are deliberately delaying hearing of this application.

3. In view of the aforesaid, when there is no appearance on behalf of the appellant, the Court is left with no option except to vacate the interim order dated 18.09.2018. The same stands vacated.

4. List on 25.04.2025.

PURUSHAINDRA KUMAR KAURAV, J

DECEMBER 9, 2024/P/DP