



\$~98

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 8264/2017 & CM No. 34004/2017 (direction)
C.J. INTERNATIONAL HOTELS LTD. & ANR Petitioners
Through Mr. Shiv Sapra, Ms. Pallavi Shali,
Ms. Neha Mehta and Ms. Diksha
Aggarwal, Advocates.

versus

NEW DELHI MUNICIPAL COUNCIL & ORS Respondents
Through Ms. Puja Kalra, Standing Counsel
along with Mr. Yogender Handoo,
Advocate for NDMC.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

ORDER

%

03.10.2018

CM No. 40597/2018 (delay)

The present application under Section 5 of the Limitation Act read with Section 151 of the Code of Civil Procedure, 1908, instituted on behalf of the applicant/New Delhi Municipal Council, seeks condonation of 9 days' delay in filing the reply/counter affidavit to the accompanying petition.

Issue notice.

Mr. Shiv Sapra, learned counsel accepts notice on behalf of the non-applicants/petitioners and fairly does not oppose the application.

In view of the foregoing and for the reasons stated in the application, the same is allowed. The delay of 9 days in filing the reply/counter affidavit to the accompanying petition is condoned. The reply/counter affidavit is taken on record.

The application is disposed of accordingly.

W.P.(C) 8264/2017

page 1 of 2



W.P.(C) 8264/2017

The petitioners are at liberty to file a rejoinder to the counter affidavit filed on behalf of the New Delhi Municipal Council (NDMC), before the next date of hearing, with an advance copy to learned counsel appearing on the other side.

List on 8th October, 2018, the date already fixed.

SIDDHARTH MRIDUL, J

OCTOBER 03, 2018
RS