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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ RC.REV. 129/2015 and CM. APPL. 4601/2015
NAND LAL GABA

..... Petitioner

Through Mr. Aly Mirza and Mr. Kulish
Tanwar, Advocates

versus

SARABJIT KAUR THR LRS & ORS

..... Respondents

Through Mr. Manuj Aggarwal, Advocate

CORAM:
HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER

% **03.03.2016**

The order impugned before this Court is the order dated 19.09.2014. The Additional Rent Controller had dismissed the application seeking leave to defend filed by Respondent No. 1. Although an application seeking leave to defend had admittedly been filed by Respondent No. 2 which was within the stipulated period of 15 days, the impugned order did not make any reference to this application seeking leave to defend filed by Respondent No.2. This position stands admitted.

Accordingly, the impugned judgement dated 19.09.2014 is set aside. Matter is remanded back to the Trial Court to decide the pending application seeking leave to defend filed by Respondent No.2.

List before learned Additional Rent Controller on 06.04.2016.

The Trial Court shall endeavour to dispose of the application expeditiously as this Court notes that the application seeking leave to defend had been filed by Respondent No.2 way back on 09.02.2010.

With these directions petition disposed of.

INDERMEET KAUR, J

MARCH 03, 2016

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