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

+ **CM(M) 2381/2024**

BALRAM AGGARWAL (SINCE DECEASED) THR HIS LRS

..... Petitioner

Through: **Mr. Sagar Nandwani & Mr. Gurjeet
Sodhi, Advs.**

versus

HARDWARI LAL (SINCE DECEASED) THROUGH LRS

..... Respondent

Through:

**CORAM:
HON'BLE MS. JUSTICE SHALINDER KAUR**

**ORDER
23.04.2024**

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CM APPL. 23202/2024—Exp.

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CM(M) 2381/2024

3. The present petition has been filed under Article 227 of the Constitution of India seeking directions for disposal in a time bound period of RCA No.21/2022 and MISC DJ No.936/2023 titled as “*Balram Aggarwal (since deceased through LRs) vs. Hardwari Lal (since deceased through LRs)*” passed by learned Principal District & Sessions Judge, Patiala House Courts, New Delhi (hereinafter referred as ‘*PD&SJ*’).
4. The learned counsel for the petitioner submits that a suit was filed in



September, 2006 and thereafter the proceedings in the suit followed and the learned Civil Judge passed the judgement/decreed dated 08.09.2022. A regular civil appeal was preferred by the petitioner against the said order on 14.09.2022 before the learned PD&SJ.

5. The learned counsel submits that the appeal was filed on 14.09.2022 however, till date reply has not been filed by the respondent and even the learned PD&SJ had imposed a cost of Rs. 10,000 on respondent for not filing the same. Moreover, to delay the proceedings further, the respondent has filed cross-objections which is also time barred. The respondent is merely trying to delay the proceedings by adopting dilatory tactics.

6. Learned counsel has brought the attention of this Court to the various orders passed by the learned PD&SJ and submits that now the matter is listed for 07.05.2024 for hearing arguments on the cross objections. It is submitted that directions be passed to dispose of the appeal in time bound manner.

7. In view of above submission, learned PD&SJ to expeditiously dispose of RCA No.21/2022 and MISC DJ No.936/2023 titled as “*Balram Aggarwal (since deceased through LRs) vs. Hardwari Lal (since deceased through LRs)*”.

8. Accordingly, the petition stands disposed of.

SHALINDER KAUR, J

APRIL 23, 2024

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