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

+ MAT.APP.(F.C.) 152/2025, CM APPL. 23704/2025

POOJA TOMER

.....Appellant

Through: Mr. Rahul Rai, Mr. Vishal
Bhardwaj, Ms. Kajal Keshwani
& Ms. Manya Goel, Advs.

versus

MR. MAHESH KUMAR

.....Respondent

Through: Respondent-in-person.

CORAM:

HON'BLE MR. JUSTICE ANIL KSHETARPAL

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

11.12.2025

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1. The Appellant assails the correctness of the order dated 05.03.2025 [hereinafter referred to as 'Impugned Order'] passed by the Family Court, whereby the Family Court struck off the defence of the Appellant on account of the failure of the Appellant to file the written statement.
2. The Respondent (Petitioner before the Family Court) is virtually present in person.
3. Learned counsel representing the Appellant submits that she will file the written statement within a period of next ten days from today.
4. The Respondent, who virtually appears in person, has accepted that offer.
5. Hence the Impugned Order is set aside, while granting an opportunity to the Appellant to file written statement within a period



of next ten days from today, failing which the Appeal filed by the Appellant shall be deemed to have been dismissed.

6. It is needless to observe that the Family Court will proceed with the case, if the reply is not filed within the aforesaid time.

ANIL KSHETARPAL, J

HARISH VAIDYANATHAN SHANKAR, J
DECEMBER 11, 2025/ng/ra