



\$~15

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

+ **RFA 833/2023**

THE EDITOR TAHIRPUR TIMES

.....Appellant

Through: None

versus

ATMA RAM

.....Respondent

Through: None

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

%

18.02.2025

[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 52891/2023 (exemption)

1. Allowed, subject to all just exceptions.

CM APPL. 52893/2023 (for condonation of delay of 31 days in refiling)

& CM APPL. 52892/2023 (stay)

1. Neither the decretal amount has been deposited in terms with order 17.11.2023 nor anyone has appeared on behalf of the appellant. It is 3:10 pm.

2. The appellant has assailed judgment and decree of award of damages. It appears that the appellant newspaper published a defamatory article against the respondent. Before the trial court, the appellant pleaded having published the article in good faith. But no evidence to establish the good faith was adduced. Rather, what to say of producing his source in the witness box, the appellant did not even disclose name of the source in order to establish good faith.



3. Nevertheless, since neither the decretal amount has been deposited nor anyone appeared on behalf of appellant, the appeal and the accompanying applications are dismissed in default.

FEBRUARY 18, 2025/tp **GIRISH KATHPALIA, J**
[Click here to check corrigendum, if any](#)