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

+ **RFA 465/2024**

SWATI MUNJAL

.....Appellant

Through: None.

versus

OM PARKASH GROVER

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

27.01.2025

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

CM APPL. 43416/2024 (under Order XLI read with Section 151 CPC seeking stay of proceedings pending before the trial court of the executing proceedings) & RFA 465/2024

1. The appellant has assailed judgment and decree under Order XXXVII CPC for recovery of money.
2. Initially, the appellant did not enter appearance under Order XXXVII CPC, so the suit was decreed on 09.12.2020 and later, the appellant filed an application under Order XXXVII Rule 4 CPC before the trial court, claiming that service of summons on her mother in law (*residing in the same premises*) was not a valid service, which application was dismissed vide order dated 22.04.2024.
3. Since neither the amount in terms with order dated 23.08.2024 (*which was to be deposited within four weeks*) has been deposited by the appellant



nor anyone appears on behalf of appellant, the appeal and the accompanying application are dismissed in default.

GIRISH KATHPALIA, J

JANUARY 27, 2025/ry

Click here to check corrigendum, if any