

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

+ **C.M.(M) No.965/2014**

% **31th October, 2014**

SH. RANDHIR JAIN Petitioner

Through: None

Versus

SH. NEERAJ PAREKH & ANR. Respondents

Through:

CORAM:
HON'BLE MR. JUSTICE VALMIKI J.MEHTA

To be referred to the Reporter or not?

VALMIKI J. MEHTA, J (ORAL)

1. The petitioner who is an Advocate impugns the order of the trial court dated 05.8.2014, and which order has simply allowed further time to the respondents/defendants to file replies to the applications under Order XII Rule 6 of the Code of Civil Procedure, 1908 (CPC) and under Order XXVI Rule 9 CPC.

2. I fail to understand as to how the extraordinary and discretionary powers under Article 227 of the Constitution of India are being invoked in a routine manner, and that too by an Advocate as a litigant, in seeking orders that further time should not be given for filing replies to applications.

3. Powers under Article 227 of the Constitution of India are extraordinary and discretionary powers, and they are meant not to be exercised in a routine manner, more so to challenge the procedural orders.

4. Dismissed.

VALMIKI J. MEHTA, J

OCTOBER 31, 2014
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