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

+ **RFA(OS) 34/2017**

NEETA AGGARWAL

..... Appellant

Through: Mr. Sudhir K. Makkar, Senior
Advocate with Ms. Meenakshi Singh and Ms.
Saumya Gupta, Advocates

versus

SHASHI JINDAL

..... Respondent

Through: Mr. Lalit Gupta and Mr. Siddharth
Arora, Advocates

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% **11.10.2019**

C.M.Appln.39081/2019 (by the appellant u/S 151 CPC for early hearing)

1. On the last date of hearing, Mr. Sudhir K. Makkar, learned Senior Advocate appearing on behalf of the appellant/applicant had stated that his client would be agreeable to sit across the table to negotiate a settlement with the respondent, particularly, since the dispute is between siblings. However, learned counsel for the respondent had sought time to obtain instructions from his client.

2. Today, learned counsel for the parties state that the parties had informally met day before yesterday, i.e. on 09.10.2019, to try and negotiate a settlement, but as of now, there does not appear any scope of an amicable settlement. In other words, the appeal has to be heard on merits.

3. Vide order dated 28.05.2019, the appeal was admitted and directed to be listed in the category of 'Regulars' at its own turn.

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4. For the present, we are unable to accommodate the request for early hearing made in the present application. Mr. Makkar, learned Senior Advocate appearing on behalf of the appellant/applicant states that in that event, he may be permitted to withdraw the present application while reserving the right of the appellant/applicant to file a fresh application for similar relief, at a later stage.
5. Liberty is granted to the appellant/applicant to move an appropriate application for early hearing after March, 2020. If the appellant/applicant moves such an application, the same shall be considered and depending on the position of the Board then, appropriate orders passed.
6. The application is disposed of.

HIMA KOHLI, J

ASHA MENON, J

OCTOBER 11, 2019

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