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

+ **W.P.(C) 304/2018 & CM APPL. 50605/2018**

COMMERCIAL TAX OFFICER, KOTA

..... Petitioner

Through: None.

versus

IFCI/IDBI AND ANR.

..... Respondents

Through: Mr. P.B.A. Srinivasan, Mr. Parth Tandon, Ms. Prerna Sabharwal, Mr. Aravind and Mr. Parth Kumar, Advocates for R-1.

CORAM:

HON'BLE MR. JUSTICE NAJMI WAZIRI

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% 01.09.2022

The hearing has been conducted through hybrid mode (physical and virtual hearing).

1. On the previous dates i.e. 06.05.2022, 03.08.2022, 25.08.2022 and today as well, none appears for the petitioner. Furthermore, process fee has not been filed for the past many months for issuance of notice to respondent no. 2.
2. The court is inclined to dismiss the case for non-prosecution as well as in default. However, at this stage, Mr. Vishal Meghwal, the learned counsel for the petitioner appears through video mode admits that there is a default but it happened on account of some compelling circumstances in the office of the learned counsel. The



case was passed over to obtain instructions.

3. When the case is called out at 15:32 hours, the said learned counsel is not available. In the interest of justice, adverse orders are deferred.
4. List on 12.12.2022.

NAJMI WAZIRI, J

VIKAS MAHAJAN, J

SEPTEMBER 1, 2022

RW