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

+ **RFA(COMM) 129/2024**

MR. SUDHIR AGGARWAL

..... Appellant

Through: Ms Tanisha Bhatia, Mr Ratnesh
Kumar and Mr Tarun Aggarwal,
Advocates.

versus

SH. ANIL KUMAR GOYAL

..... Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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09.04.2024

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

CM APPL. 21416/2024

1. Allowed, subject to just exceptions.

**CM APPL. 21418/2024 [Application filed on behalf of the appellant
seeking condonation of delay of 9 days in re-filing the appeal]**

2. This application has been filed on behalf of the appellant seeking
condonation of delay in re-filing the appeal.

2.1 According to the appellant, there is a delay of nine (09) days.

3. Given the period involved, the delay is condoned.

4. The application is disposed of.

**CM APPL. 21417/2024 [Application filed on behalf of the appellant
seeking exemption from filing the Trial Court Record]**

5. This is an application seeking a direction for placing before the Court
the

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trial court record.

6. The application is disposed of, with a direction to the Registry to summon the trial court record and have it placed before the Court, *albeit* in digitized form, prior to the next date of hearing.

RFA(COMM) 129/2024 & CM APPL. 21415/2024 [Application filed on behalf of the appellant seeking interim relief]

7. This appeal seeks to assail the judgment and decree dated 04.12.2023 passed by the learned District Judge, (Commercial Court-01), Shahdara District, Karkardooma Courts, Delhi.

8. The learned District Judge has decreed the suit in favour of the respondent/plaintiff for Rs.2,95,639/- along with interest at the rate of 8% per annum, with effect from 20.07.2019 till its realization.

8.1 A perusal of impugned judgment shows that the suit was instituted on 31.01.2020.

9. The record shows that the respondent/plaintiff had filed the suit to recover Rs.3,20,092/- along with *pendente lite* and future interest at the rate of 18% per annum.

10. Since counsel for the appellant seeks a short accommodation, list the matter on 24.04.2024.

RAJIV SHAKDHER, J.

AMIT BANSAL, J.

APRIL 09, 2024/at

[Click here to check corrigendum, if any](#)