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

+ RFA(OS) 29/2020, CM APPL. 15493/2020 (for stay) & CM APPL. 23608/2020 (on b/o appellant for placing of order dated 13.07.2020)

APCO TITAN

.....Appellant

Through: Dr. Abhishek Manu Singhvi, Senior Advocate with Mr. Shivansh Jolly Advocate.

versus

NATIONAL HIGHWAYS AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LTD. & ORS.

....Respondents

Through: Mr. Prasenjit Keswani, Advocate for R-1.

Mr. Ramji Srinivasan, Senior Advocate with Mr. Vikash Kumar Jha, Mr. Karan Khanna and Ms. Tishta Tandon, Advocates for respondents Nos. 2 and 3.

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

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23.09.2020

HEARD THROUGH VIDEO CONFERENCING.

CM APPL. 15495/2020 (for exemption from payment of court fee)

1. Dr. Abhishek Manu Singhvi, learned Senior Advocate appearing for the appellant confirms on instructions from his briefing counsel, that the requisite court fee has been deposited by now.

2. In view of the aforesaid statement, the application is disposed of.

CM APPL. 23609/2020 (for delay in re-filing of the affidavit 12 days)

For the reasons stated in the application, the same is allowed and disposed of.

RFA(OS) 29/2020

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CM APPL. 15491/2020 (condonation of delay in filing the appeal 89 days)

1. Dr. Abhishek Manu Singhvi, learned Senior Advocate appearing for the appellant states that an affidavit has been filed in support of the averments made in the application on 31.07.2020, with advance copies furnished to the other side.
2. However, Mr. Prasenjit Keswani, learned counsel for the respondent No.1 submits that he has not been served with a copy of the affidavit. A copy of the affidavit shall be e-mailed to learned counsel for the respondent No.1. Mr. Ramji Srinivasan, learned Senior Advocate appearing for the respondents No. 2 and 3 states on instruction that his briefing counsel have received a copy of the affidavit.
3. Issue notice.
4. Learned counsel for the respondents accept notice and seek time to file replies in opposition to the application. Replies be filed within three weeks, with a copy to the other side. Rejoinders thereto, if any, be filed within two weeks thereafter.
5. List on 11.11.2020.

HIMA KOHLI, J.

SUBRAMONIUM PRASAD, J.

SEPTEMBER 23, 2020/kk