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

+ **W.P.(C) 5985/2025**

NAVEEN KUMAR

.....Petitioner

Through: Mr. Jatin Bhardwaj, Mr. Sanyam Jain and Ms. Akanksha Singh, Advocates with petitioner in person.

versus

**AIRPORTS AUTHORITY OF INDIA AND
OTHERS**

.....Respondents

Through: Mr. Digvijay Rai & Mr. Archit Mishra, Advocates for AAI.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **27.05.2025**

CM APPL. 33325/2025 (for recall of order dated 06.05.2025)

1. Issue notice. Mr. Digvijay Rai, learned counsel, accepts notice on behalf of respondents.
2. The petitioner has filed this application for recall of an order dated 06.05.2025, by which the writ petition was disposed of with the consent of learned counsel for the parties.
3. It is now the contention of the learned counsel for the petitioner – who is not the counsel who filed the writ petition or appeared in Court on the last date of hearing – that the proposed order was not properly conveyed to the petitioner, and the consent recorded in the order was not validly given.



4. Mr. Digvijay Rai, learned counsel for the respondents, who appears on advance notice, objects to the maintainability of this application, particularly through a different counsel. He submits that such a practice has been deprecated time and again by the Supreme Court. Reliance is placed upon a decision of the Supreme Court in *T.N. Electricity v. N Raju Reddiar* [(1997) 9 SCC 736]. Mr. Rai may file a reply to the application, including regarding the objection with regard to its maintainability in its present form. Reply be filed within six weeks from today. Rejoinder thereto, if any, be filed within two weeks thereafter.

5. It has been made clear to the petitioner that in the event the application is allowed, the writ petition would be heard on its merits, and the direction for consideration of the petitioner's case for his transfer, to a station of his choice when he becomes eligible or when an appropriate vacancy arises, may also require re-consideration.

6. Learned counsel for the petitioner, upon instructions from the petitioner, who is present in Court, submits that the petitioner wishes to press this application.

7. List on 27.10.2025.

PRATEEK JALAN, J

MAY 27, 2025
SS/kb/