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IN THE HIGH COURT OF DELHI AT NEW DELHI

LA.APP. 371/2023, CM APPL. 38406/2023 & CM APPL.38408/2023

UNION OF INDIA

..... Appellant

Through: Mr. Rajneesh Sharma, Advocate

versus

SH. KISHAN CHAND & ANR.

..... Respondents

Through: Mr. M.C. Verma, Advocate for R-1

(through vc)

Mr. Tarunvir Singh Khehar, Advocate

for R-2/DDA (through vc)

CORAM: MR. ARUN KISHORE SHARMA, REGISTRAR

ORDER

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25.01.2024

1. Respondent No.1 has been served.
2. Mr. M.C. Verma, Advocate has entered appearance for respondent No.1.
3. Let vakalatnama on behalf of respondent No.1 be filed within two weeks.
4. Service, in terms of order dated 31.07.2023, is complete.
5. Decretal amount has not been deposited.
6. Consequently, para 1 & 2 of order dated 20.11.2023 come into operation, which are reproduced as under:-

“Learned counsel for the appellant seeks 4 weeks’ more time to deposit decretal amount as well as the court fee.”

“The request is allowed. Let the same be filed positively within a period of 4 weeks from today. It is made clear that no further extension of time shall be granted for the said purpose and in the event of non-compliance, stay granted by this Court vide order dated 31.07.2023, shall automatically stand vacated, without any further clarification from this Court.”



7. Court fee has also not been filed.
8. Learned counsel for respondent No.1 submits that the present matter is not maintainable as the court fee which is sine qua non to file/maintain an appeal, has not been filed by the appellant and requests that the matter may be placed before the Hon'ble Court for its dismissal.
9. As requested, list this matter before the Hon'ble Court on 19.02.2024.

REGISTRAR

JANUARY 25, 2024

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