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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **RFA(OS) 31/2025 & CM APPL. 29934/2025**  
**VINOD GUPTA (DECEASED) THR HIS LRS .....Appellant**  
Through: Mr.Sudipto Sircar, Ms.  
Mahima Pandey, Advs.

versus

**B.V. GUPTA (DECEASED) THR HIS LRS .....Respondent**  
Through: Mr.R.Agarwal, Adv. for R-  
1(a)/Vivek Gupta, Ms. Ritu  
Singh Mann and Mr. Dheeraj  
Kumar Garg, Advocates for R-  
1(b)/Ved Gupta.

**CORAM:**  
**HON'BLE MR. JUSTICE NAVIN CHAWLA**  
**HON'BLE MS. JUSTICE RENU BHATNAGAR**

**ORDER**

% **16.05.2025**  
**CM APPL. 29935/2025 & 29938/2025 (Exemptions)**

1. Allowed, subject to all just exceptions.

**CM APPL. 29936/2025(for condonation of 62 days delay in filing the appeal.**

**CM APPL. 29937/2025(for condonation of delay of 60 days in re-filing the appeal.**

2. Issue notice.

3. Notice is accepted by Mr. R. Aggarwal, the learned counsel for respondent no.1(a) and Ms. Ritu Singh Mann, the learned counsel on behalf of the respondent no.1(b).

4. They point to some glaring inconsistency in the applications filed by the appellant for seeking condonation of delay in filing of the appeal as also condonation of delay in re-filing the same.



5. One important aspect would be whether the appellants were in India on 15.04.2025, when the affidavits in support of the appeals are stated to have been attested by the Notary Public.
6. The appellants shall file copies of their passports, within a week from today, as admittedly they are stated to be otherwise residing in the United States of America.
7. In the meantime, the respondents may file their formal response to these applications. Rejoinder thereto, if any, be filed within a week thereafter.
8. List on 4<sup>th</sup> July, 2025.

**NAVIN CHAWLA, J**

**RENU BHATNAGAR, J**

**MAY 16, 2025**  
**RN/ik**

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