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IN THE HIGH COURT OF DELHI AT NEW DELHI

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RFA 137/2007

RAMESH KUMAR

..... Appellant

Through : Mr.S.P.Sengh, Senior Advocate with
Mr.Akhilesh Arora, Ms.Shashi Pratap,
Ms.Manisha Mehta, Advocates.

versus

MANGAT RAM

..... Respondent

Through: Mr.R.S.Kela, Mr.BharatGupta, Adv.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

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05.09.2019

CM APPL No.10760/2018

This is an application for restoration of the present appeal dismissed in default vide order dated 22.01.2018. This appeal was in the category of *Regulars* but when it came up for hearing it was dismissed in default due to the absence of the counsel for the appellant. The reasons of non-appearance are given in the application. The only objection raised by the learned counsel for the respondent is the application is not supported by an affidavit of the appellant but is of the attorney of the appellant. It is submitted by the learned senior counsel for the appellant the said attorney has been pursuing the case even in the learned Trial Court. In the circumstances the application stands allowed subject to a cost of Rs.10,000/- to be paid to the counsel for the respondent.

List RFA 137/2007 on 09.01.2020.

YOGESH KHANNA, J.

SEPTEMBER 05, 2019/DU