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

+ **FAO 151/2025 & CM APPL. 31565/2025**

SH DHEERAJ KUMAR MISHRAAppellant

Through: Mr. Dilip Singh, Mr. R. K.
Upadhyay & Mr. N. K.
Upadhyay, Advs.

versus

SH. PRATEEK AND ANRRespondents

Through: None.

CORAM:
HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER
26.05.2025

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1. This matter has come up for consideration *vide* order dated 22.05.2025 whereby the present matter was directed to be re-registered as FAO.
2. The suit of the appellant which is seeking recovery of certain amount from the respondent/defendant was dismissed in default on 10.12.2024. It appears that an application was moved for restoration of the suit under Order IX Rule 9 of the Code of Civil Procedure, 1908 but the same came to be dismissed *vide* impugned order dated 24.01.2025.
3. No one is present for the respondents despite sending advance notice.
4. Learned counsel for the appellant requests for some time to place on record the previous order sheets in the matter so as to buttress the point that the appellant/plaintiff had otherwise been regularly appearing during the course of the trial.



5. A fresh notice be issued to the respondents as well as through their counsel.
6. Renotify on 10.10.2025.

DHARMESH SHARMA, J

MAY 26, 2025
Ch/Sa