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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RFA(COMM) 198/2023**
VIBES HEALTH CARE LIMITED APPELLANT
Through: Mr Kashish Arora, Advocate.
versus
DR MEERA VERMA RESPONDENT
Through: Ms Pooja, Advocate.

CORAM:
HON'BLE MR JUSTICE RAJIV SHAKDHER
HON'BLE MR JUSTICE AMIT BANSAL

ORDER

% **12.01.2024**

[Physical Hearing/Hybrid Hearing (as per request)]

CAV 461/2023

1. Since the respondent has entered appearance through an advocate, the caveat is discharged.

CM APPLs. 46427/2023 and 46429/2023

2. Allowed, subject to just exceptions.

CM APPL. 46428/2023 [*Application filed on behalf of the appellant seeking condonation of delay of 43 days in re-filing the appeal*]

3. This is an application filed by the appellant seeking condonation of delay in re-filing the appeal.

4. According to the appellant, there is a delay of 43 days in re-filing the appeal.

5. Ms Pooja, counsel who appears on behalf of the respondent, says that she would have no objection if the delay is condoned.

6. For the reasons given in the application, the delay in re-filing the appeal is condoned.

7. The application is disposed of, in the aforesaid terms.

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CM APPL. 53649/2023 [Application filed on behalf of the respondent seeking vacation of stay]

8. Counsel for the appellant seeks and is granted two weeks to file a reply to the above-captioned application.

9. Rejoinder thereto, if any, will be filed before the next date of hearing.

10. We are told by counsel for the appellant that Rs.26,84,712/- has been deposited with the court.

10.1 Ms Pooja says that the amount deposited is deficit.

11. The respondent is granted liberty to seek release of the aforementioned amount *albeit* against solvent security.

11.1 Furthermore, if and when an application in that behalf is moved, appropriate orders shall be passed.

12. List the above-captioned application on 17.05.2024.

RAJIV SHAKDHER, J

AMIT BANSAL, J

JANUARY 12, 2024/tr

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