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

+ RFA 788/2023

MAHESH KUMAR YADAV

.....Appellant

Through: Mr. Bibhuti Bhushan Mishra, Mr. Dhruv Chauhan, Mr. Himanshu Mishra, Ms. Niharika Pun, Advocates.

versus

DELHI METRO CORPORATION LIMITED & ORS.

.....Respondents

Through: Mr. Sumit K Batra, Ms. Priyank Jindal Adv for Respondent/ GNCTD. Mr. Arjun Natarajan Adv, Mr. Nakul Gupta adv, Mr Aayush Kumar Adv. for DMRC.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **27.04.2026**

CM APPL. 27788/2026 (for waiver of cost)

1. Application under Section 151 of the Code of Civil Procedure, 1908 (*hereinafter referred to as 'CPC'*) has been filed on behalf of the Appellant for waiver of cost imposed vide Order dated 27.02.2026 on account of non-appearance of the main counsel, who was stated to be busy in another Court.
2. Learned counsel for the Appellant claims mercy from this Court when in fact it is they, who should be more conscious that merely because a litigant is poor, they cannot avoid appearances on the ground of being busy in the Court. Be as it may, considering the plight of the Appellant, the cost is waived.
3. The Application is disposed of accordingly.

NEENA BANSAL KRISHNA, J.

APRIL 27, 2026/RS