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

+ **MAC.APP. 805/2019**

MOHD TARIF

..... Appellant

Through: Ms.Yashika Miglani & Mr.Vibhor
Jain, Advs. for Mr.Manish Maini, Adv.

versus

**ASLAM & ORS (LIBERTY VIDEOCON GENERALI INSURANCE
COMPANY)**

..... Respondents

Through: Mr.Pankaj Gupta, Adv. for
Mr.A.K.Soni, Adv. for R-3.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

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04.05.2023

CM APPL. 43237/2019 (delay 2 days)

1. This is an application filed by the appellant seeking condonation of 2 days' delay in filing the appeal.
2. The application is, for the reason stated therein, allowed and the delay of 2 days in filing the appeal is condoned.
3. The application stands disposed of.

CM APPL. 43238/2019 (delay 100 days (RF))

4. This is an application filed by the appellant seeking condonation of 100 days' delay in re-filing the appeal.
5. The application is, for the reason stated therein, allowed and the delay of 100 days in re-filing the appeal is condoned.



6. The application stands disposed of.

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7. Even though as per office report, notice could not be issued to respondent nos.1 to 3 for want of process fee, Mr.Pankaj Gupta, Advocate, enters appearance as proxy counsel on behalf of respondent no.3.
8. At this stage, learned counsel for the appellant submits that respondent nos.1 and 2 are not necessary parties as under the impugned award, no recovery rights have been granted in favour of the insurer. Service in the matter is, therefore, treated as complete.
9. Learned counsel for respondent no.3 prays for, and is granted, time to make submissions.
10. List on 14.09.2023.
11. In the meanwhile, let the TCR be requisitioned and digitized before the next date.

MAY 4, 2023

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REKHA PALLI, J