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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ LA.APP. 115/2018 & C.M. Nos.22813/2018 (stay), 22814/2018
(condonation of delay of 168 days) & 22815/2018 (condonation of
delay of 437 days in re-filing)

UNION OF INDIA

..... Appellant

Through : Ms. Jyoti Tyagi, Adv. for Mr. Yeeshu
Jain, Adv.

versus

SOMENDER SINGH & ORS

..... Respondents

Through : Mr. Jagdeep Kumar Sharma and
Mr. Gyanendra Kumar, Advocates for R-3.
Mr. Aldanish Rein, Ms. Shamskravish Rein and
Ms. Maheravish Rein, Advocates for R-2

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

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16.08.2018

1. Respondent No.1 remains unserved. However, the counsel for the appellant on enquiry states that other appeals with respect to other land acquired vide the same Notification and Award have been admitted for hearing.

2. In this view of the matter, the delay of 168 days in filing and 437 days in re-filing the appeal is condoned and C.M. Nos. 22814/2018 and 22815/2018 are disposed of. However, if the counsel for the respondent No.1 intends to oppose on the ground of delay, he shall have an opportunity to apply.

3. The time for deposit of the decretal amount is extended by six weeks. If the amount is not so deposited, the respondent No.1 shall be entitled to

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execute the impugned judgment and decree subject to restitution in the event of the appeal succeeding.

4. CM No. 22813/2018 is disposed of.
5. Admit.
6. List in the category of '**Regulars**' alongwith LA Appl. 123/2014.
7. Issue fresh notice to respondent No.1 by all modes, including *dasti* and through counsel for the respondent No.1 before the Reference Court, returnable before the Registrar (Appellate) on 31st October, 2018.

RAJIV SAHAI ENDLAW, J

AUGUST 16, 2018
SR..

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