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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RFA(COMM) 466/2025&CM APPL. 49250/2025, CM APPL.**
49251/2025

RICHMOND LEISURE AND HOTELS PVT LTD
AND ORS

.....APPELLANTS

Through: **Mr. Anirudh Bakhru, Mr. Ayush Puri,**
Mr. Sultan Haider Jafri, Advs.

versus

GURCHARAN ARORA AND ANR **.....RESPONDENTS**

Through: **Mr. Ansh Singh Luthra, Mr. Manmeet**
Singh, Mr. Madhav Kumar, Ms.
Nikhar Luthra, Advs.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

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11.08.2025

CM APPL. 49252/2025(Exemption)

1. Exemption allowed, subject to all just exceptions.
2. Application stands disposed of, accordingly.

RFA(COMM) 466/2025

3. The very maintainability of the present appeal is under challenge, as there is an affidavit on record dated 10th March 2025, supporting an application for condonation of delay preferred by the appellant/Judgment Debtor, the grounds of which narrate dates subsequent to 10th March 2025.
4. As such, it is claimed by counsel for respondent/Decree Holder that even if the appellant's case of refiling is considered, still the affidavit of 10th



March 2025 filed along with the appeal on 8th August 2025, cannot be accepted, as the contents in the application relate to subsequent events from the date of filing of affidavit.

5. Counsel for appellant /Judgment Debtor seeks two weeks to file an affidavit explaining the aforesaid position.
6. List on 8th September, 2025.
7. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

AUGUST 11, 2025/pr/sp