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

+ **RFA 695/2024**

URMIL GUPTA THROUGH SPA HOLDER SHRI ASHOK
KUMAR GUPTAAppellant

Through: Mr. S. Hariharan, Advocate.

versus

SUSHIL PRAKASH GUPTARespondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **09.10.2024**

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

**CM APPL. 59966/2024 (additional facts) & CM APPL. 59050/2024
(Section 5 Limitation Act)**

1. The application under Section 5 Limitation Act was taken up on 07.10.2024 in consideration of a delay of 252 days in filing the appeal. On that day, counsel for appellant took adjournment on the ground that he had filed an application to place on record additional documents in support of his delay condonation application. Thereafter, today, CM APPL. 59966/2024 has come up. But this application is not an application for permission to place on record additional documents. In fact, this application appears to be improvisation of the delay condonation application.

2. After addressing partly, learned counsel for appellant seeks permission to withdraw both these applications with liberty to file fresh exhaustive application under Section 5 Limitation Act.



3. Accordingly, these applications are dismissed as withdrawn with liberty as sought.

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4. List on date already fixed i.e., on 06.03.2025.

GIRISH KATHPALIA, J

OCTOBER 9, 2024/ry

Click here to check corrigendum, if any