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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 2281/2005**

JAGBIR SINGH Petitioner
Through: Mr.Nimish Chib, Advocate

versus

D.D.A. Respondent
Through: Mr.Arjun Pant, Advocate

CORAM:
HON'BLE MS. JUSTICE ANU MALHOTRA
ORDER

% **10.07.2019**
CM No. 30305/2019 and CM No. 30630/2019

The petition was dismissed in default and for non-prosecution vide order dated 15.1.2019 and has been taken up on CM No. 30305/2019 filed on behalf of the petitioner seeking restoration.

Along with CM No.30305/2019 is an application CM No. 30630/2019 filed on behalf of the petitioner seeking condonation of the delay of 126 days in filing the application seeking restoration of the petition with it having been submitted on behalf of the petitioner that the absence of the counsel for the petitioner was only due to the reasons as detailed in the application seeking restoration of the petition submitting to the effect that the matter was not found listed in the “ Regular” category and on subsequent checking it was learned that the matter has been dismissed in default and for non- prosecution on 15.1.2019.

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In the interest of justice, the petition is restored to its original number as also the delay in filing the application seeking restoration is condoned.

The applications CM Nos.30305/2019 and CM No. 30630/2019 are disposed of.

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Renotify for final disposal on 6.11.2019.

Written synopsis not exceeding five pages be filed by either side along with the copies of the judgments relied upon by them with the copies thereof exchanged, *inter se*.

On behalf of the petitioner it is sought that the interim relief directed vide order dated 1.2.2016 be restored to its original stage.

The proceedings dated 1.2.2016 indicate that the said proceedings restored the interim order dated 7.2.2005 after restoration of the petition which had been dismissed in default even previously on 1.7.2015. In view of the proceedings dated 1.2.2016, the interim restraint dated 7.2.2005 is extended till the next date of hearing.

The petitioner is directed to be vigilant in prosecution of the matter.

ANU MALHOTRA, J

JULY 10, 2019/sv



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