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

+ RFA 705/2024

HIRDYANARYAN SAH (DECEASED) THR LRS

.....Appellant

Through: Mr. V.S. Dubey, Mr. Raagansh
Kaushik and Mr. Mandeep Kumar,
Advocates.

versus

CHAMBAL FERTILISERS AND CHEMICALS LTD.

.....Respondent

Through:

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **01.07.2026**

**CM APPL. 39573/2026 (under Order XLI Rule 19 read with Section 151
CPC on behalf of the Appellant)**

1. An Application has been filed on behalf of the Appellant seeking restoration (sic) recall of Order dated 28.03.2026 in RFA 705/2024 and to restore the Appeal to its original number.
2. Learned counsel for the Appellant states that the counsel had been appearing on every date but the matter was not been taken up. On the last date i.e. 28.03.2026 he was unable to connect through V.C on account of which his presence could not be noted on the said date and the Appeal got Dismissed in Default.
3. It is further submitted by the learned counsel that there was some delay in deposit of the Court Fee.
4. The record shows that four week's time was given vide Order dated



14.10.2024 to deposit the deficit Court Fee despite which till date nothing has been done. Now an explanation is sought to be given that the Appellants are based in Bihar and are very poor and are not in a position to pay the Court Fee.

5. Be as it may, Notice of the Application be issued to the Respondent, on taking steps by the Appellant, to be served through ordinary post and electronic mode, returnable for the next date of hearing.

6. List on 18.11.2026.

NEENA BANSAL KRISHNA, J

JULY 1, 2026/va