



\$~113

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

+ **RFA 217/2024**

HIMACHAL HELICOPTER SKIING PVT LTD Appellant

Through: Mr. O. P. Bharti, Mr. Kuber Boddh,
Mr. V C Bharti, Mr. Manish Ladwal,
Mr. I P Singh, Mr. Diwanchand
Kanwal, Mr. Vikramaditya Chauhan,
Mr. Yashvardhan Bisht and Mr.
Kartikey, Advocates

versus

HIMALAYAN HELI SERVICES PVT LTD & ORS.

..... Respondents

Through: None

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **01.04.2024**

CM APPL. 18977/2024 (Exemption)

Exemption allowed subject to just exceptions.

The application stands disposed of.

**RFA 217/2024 & CM APPL. 18975/2024 & CM APPL. 18976/2024 &
CM APPL. 18978/2024**

1. The instant appeal under Section 96 read with Order XLI of the Code of Civil Procedure, 1908 has been filed on behalf of the appellant seeking the following reliefs:

“a) call, summon and peruse the record of Ld. Trial Court of



Dr. Hardeep Kaur, Ld. ADJ-04, South District, Saket Courts, New Delhi in Civil Suit No.CS-DJ/242/2020 [Old No.C.S.(OS) NO.348/2009], CNR No. DLST01-000023-2009 titled as "Himachal Helicopter Skiing Pvt. Ltd. Vs. Himalyan Heli Services Pvt. Ltd. & Ors."

b) set-aside the impugned Judgment and decree dated 21.12.2022 passed by the Court of Dr. Hardeep Kaur, Ld. ADJ-04, South District, Saket Courts, New Delhi in Civil Suit No.CS-DJ/242/2020 (Old No.C.S.(OS) NO.348/2009], CNR No. DLST01-000023-2009 titled as "Himachal Helicopter Skiing Pvt. Ltd. Vs. Himalyan Heli Services Pvt. Ltd. & Ors.

c) decree the suit of the appellant/ plaintiff as prayed for in the plaint/ suit before the Ld. Trial Court;

d) award the cost of the entire proceedings including the present appeal in favour of the appellant/plaintiff and against the respondents/defendants;

e) pass any other order or relief which this Hon'ble Court may deems fit and proper in the facts and circumstances of the present case in favour of the appellant/plaintiff and against the respondents/defendants."

2. Heard.

3. Issue notice of the appeal and the accompanying applications to respondents through all permissible modes on filing PF within one week.

4. List on 22nd July, 2024 before Registrar for completion of service and pleadings.

CHANDRA DHARI SINGH, J

APRIL 1, 2024

gs/ryp

[Click here to check corrigendum, if any](#)