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

CNR No. DLHC010733122010

+ **RFA 650/2010**

CK METAL WORKS & SURENDRA ELECTRICALS

.....Appellant

Through:

versus

BSES YAMUNA POWER LTD

.....Respondent

Through: Mr. Manish Srivastava, Mr.
Moksh Arora & Mr. Santosh
Ramdurg, Advs.

CORAM:

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

% **07.08.2026**

**CM APPL. 52026/2026 (Delay of 71 days in filing the application
of restoration)**

1. The present application, under Section 5 and Article 122 of the Limitation Act, 1963, seeks the condonation of delay of 71 days in filing the application of restoration.
2. For the sufficient reasons stated in the application, the delay is condoned.
3. Application stands disposed of.

CM APPL. 52025/2026 (For restoration by Petitioner)

4. The present application has been filed Under Order XLI Rule 19 read with Delhi High Court Rules, 2018 and Section 151 of the



Code of Civil Procedure, 1908, seeking restoration of RFA 650/2010 at its original number and position. The captioned Appeal came to be dismissed in default for non prosecution *vide* Order dated 25.03.2026.

5. Learned counsel appearing for the Appellant submits that the matter was earlier being handled by his father who has since passed away and since the alerts used were issued on his father's mobile phone, he was unable to follow the proceedings.

6. It is also noted that the cost of Rs. 5,000/- had already been deposited on 12.12.2011 and was also acknowledged by the counsel for the Respondent.

7. For the reasons as stated in the Application and keeping in mind the averments made before this Court, the present Application needs to be allowed. Learned counsel appearing for the Respondent also does not raise any objections to the Application.

8. Accordingly, the present Application is allowed and the captioned matter stands restored to its original position.

9. The present Application is disposed of in the aforesaid terms.

RFA 650/2010

10. List the matter in due course.

HARISH VAIDYANATHAN SHANKAR, J.
AUGUST 07, 2026/v/va