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

CNR No. DLHC010903752025

+ **W.P.(C) 17401/2025 & CM APPL. 71922/2025, CM APPL. 16191/2026, CM APPL. 18414/2026, CM APPL. 39991/2026**

DELHI AMATEUR WUSHU ASSOCIATION (DAWA) ...Petitioner

Through: **Ms. Nancy Singh, Advocate**

versus

UNION OF INDIA & ANR.

.....Respondents

Through: **Mr. Ruchir Mishrra, SPC with Mr. Sanjiv Kumar Saxena, Mr. Mukesh Kumar Tiwari, Ms. Reba Jena Mishra and Ms. Poonam Shukla, Advocates Mr. Lakshay Yadav, Mr. Yashvir Singh Gulia and Mr. Abhishek Gusain, Advocates for R-2**

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

25.08.2026

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1. The learned counsel appearing on behalf of the respondent no. 2 draws this Court's attention to order dated 27.03.2026 of DB-1 *vide* which the following order was passed:

“1. Heard learned counsel for the parties.

2. After arguing at some length, when it was pointed out to the learned counsel for the appellant that appropriate remedy which should be pursued by the appellant would be to file the affidavit in reply on its plea before the learned Single Judge in the pending writ petition, namely W.P.(C) No. 17401/2025 and seek vacation of the order dated 26.11.2025, learned counsel for the appellant states that the appellant may be permitted to withdraw this appeal with the liberty to approach the learned Single Judge by way of filing an



application seeing vacation of the interim order dated 26.11.2025 along with the counter affidavit. He further states that the issue relating to the maintainability of the writ petition on behalf of the petitioner therein may also be required to be considered by the learned Single Judge.

3. Having regard to the aforesaid prayer made by learned counsel for the appellant, this appeal is dismissed as withdrawn with the liberty to the appellant to approach the learned Single Judge by way of moving an appropriate application seeking vacation of the interim order dated 26.11.2025 along with the counter affidavit.

4. We further provide that if any such application seeking vacation of the order dated 26.11.2025 is moved by appellant along with the prayer regarding non-maintainability of the writ petition, the same shall be considered and decided by the learned Single Judge after affording an opportunity of hearing to the petitioner therein with expedition say within a period of two months from the date such an application is moved, if possible...”

2. The learned counsel for the petitioner again seeks time to file reply to the application for vacation of ex-parte stay, though the opportunity was granted in March, 2026. They were aware of the aforesaid order of 27.03.2026 since they had participated in the Court proceedings. It seems that the petitioner has deliberately not filed reply to the application for vacation of ex-parte stay. Therefore, opportunity to file reply by the petitioner stands closed.

3. List for arguments of application for vacation of stay on 15.09.2026.

4. It is clarified that in case, the petitioner fails to address arguments on application for vacation of ex-parte stay, the same will be decided after hearing the learned counsel for respondent no. 2.

5. Interim order(s), if any, to continue.

6. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

AUGUST 25, 2026/ns/vs