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

+ **RFA(COMM) 4/2025 & CM APPL. 15444/2025**

BANK OF BARODA

.....APPELLANT

Through: Mr. Vishal Majumdar, Advocate

versus

RAM KISHORE TYAGI

.....RESPONDENT

Through: Mr. Gaurav Dubey, Advocate

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

HON'BLE MR. JUSTICE HARISH VAIDYANATHAN

SHANKAR

ORDER

21.04.2025

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CM APPL. 546/2025

1. This application under Section 151 of CPC has been filed on behalf of the Appellant for condonation of delay of 14 days in re-filing the present appeal.
2. For the reasons stated in the application, the delay in re-filing the appeal is condoned.
3. The application is disposed of.

RFA(COMM) 4/2025

1. The present appeal has been filed by the Appellant against the Judgment and Order dated 07.09.2024 passed by the Ld. District Judge (Commercial Court-10, Central, Tis Hazari Courts, Delhi in CS Comm No.1488/2023 whereby a decree for a sum of Rs.28,24,800/- along with pendente lite and future interest @ 12% per annum has been passed in



favour of the Respondent herein.

2. Learned Counsel for the Appellant/Bank states that the Appellant/Bank is prepared to deposit the entire decretal amount along with up-to-date interest with this Court within four weeks.

3. Issue notice.

4. Mr. Gaurav Dubey, learned Counsel, accepts notice on behalf of the Respondent.

5. Learned Counsel for the Appellant/Bank is directed to supply the entire paper book alongwith all the annexures to the learned Counsel for the Respondent.

6. Reply be filed within four weeks. Response thereto, if any, be filed before the next date of hearing.

7. Subject to the deposit of the entire decretal amount along with up-to-date interest by the Appellant/Bank with this Court within four weeks from today, the execution of the Judgment dated 07.09.2024 shall remain stayed.

8. List on 18.09.2025.

SUBRAMONIUM PRASAD, J

HARISH VAIDYANATHANSHANKAR, J

APRIL 21, 2025

S. Zakir