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

+ **RFA(COMM) 33/2026**

VIPIN KUMAR

.....Appellant

Through: Mr. Kamal Kant Jha, Mr.
Avinash Singh and Ms. Aakriti, Advs.

versus

M/S. CIMCO ENTERPRISES

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

ORDER

% **27.02.2026**

CM APPL. 13545/2026

1. This application seeks a stay of operation of the judgment and decree under challenge in RFA (Comm) 33/2026.

2. The appeal has been filed belatedly. This Court has yet to issue notice in the appeal. Notice has been issued only on the application for condonation of 3 and 85 days' delay in filing and re-filing the appeal respectively. The matter is listed for hearing on condonation of delay on 25 March 2026.

3. It is trite that, without condoning the delay in the appeal, the Court is not empowered to pass any interlocutory orders in favour of the appellant.



4. This application is, therefore, misconceived and is accordingly dismissed.

C.HARI SHANKAR, J.

OM PRAKASH SHUKLA, J.

FEBRUARY 27, 2026/aky