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

+ **FAO(OS) 87/2013**

UNION OF INDIA

..... Appellant

Through None.

versus

BHARTI CELLULAR LTD

..... Respondent

Through Mr. Harsh Kaushik, Mr. Abhay
Chatto Padhyay, Advocates

+ **LPA 429/2016**

BHARTI AIRTEL LIMITED & ANR Appellant

Through Mr. Harsh Kaushik, Mr. Abhay
Chatto Padhyay, Advocates

versus

UNION OF INDIA

..... Respondent

Through None.

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% **12.07.2019**

1. None is present on behalf of the Union of India. Learned counsel for the respondent in FAO (OS) 87/2013 and the appellant in LPA 429/2016 submits that instead of passing the appeals over, the cases may be taken up on some other date as final arguments are to be addressed.
2. List in the category of 'After Notice Miscellaneous Matters' on 05.12.2019.

CM APPL. 27653/2016 (interim relief) in LPA 429/2016

1. This application has been moved by the appellant praying *inter alia* for issuing direction to the respondent/Union of India to pay up the amount as demanded by it towards refund including interest.
2. Having regard to the fact that the writ petition filed by the appellant was dismissed on the ground of maintainability, any relief granted in the present application shall tantamount to allowing the appeal itself. The application is dismissed.

HIMA KOHLI, J

ASHA MENON, J

JULY 12, 2019/MK

At this Stage, Ms. Mohinder Acharya, ASG alongwith Mr. Kirtiman Singh, CGSC for Union of India have appeared and they have been apprised of the order passed today.

HIMA KOHLI, J

ASHA MENON, J

JULY 12, 2019/MK