HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT JAIPUR

S.B.Civil Miscellaneous Appeal No. 859 / 2016

R S E B Now R V P N Ltd

----Appellant

Versus

Bhagwan Sahai And Another

----Respondents

For Appellant(s) : Mr. Saurabh Jain on behalf of Mr. Anuroop Singhi

For Respondent(s) :

HON'BLE MR. JUSTICE VEERENDR SINGH SIRADHANA

Order

17/02/2017

On institution of the appeal, Registry has pointed out the defects, including as to the deficit 'Court Fee' in the month of January, 2016.

Neither deficit 'Court Fee' has been paid nor any application to waive the defect(s) has been instituted. However, learned counsel for the appellant submits that since the matter was adjudicated afresh on a removal, therefore no 'Court fee' is required to paid again. Further, necessary applications have been instituted in some of the appeals of analogous nature.

In the instant appeal, essential sanction required to institute an application has not been accorded. Hence, an application could not be instituted.

It is surprising that in analogous matters necessary applications have been instituted but not in the instant case. Plea

of sanction in each case for even institution of an application appear to be without any substance.

In view of the above, learned counsel for the appellant is allowed a week's time to cure the defects or institute necessary application(s).

Failure to do the needful as aforesaid, would entail dismissal of the misc. appeal without further reference to the Court.

RAJASTHAN HIGH COURT

(VEERENDR SINGH SIRADHANA)J.

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