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

+ **FAO 57/2015 & CMs 3374-3375/2015**

% Date of decision : 25th February , 2015

DR K S SIDHU Appellant

Through: **Mr. Mayank Goel, Adv.**

versus

**THE REGISTRAR, INDINA COUNCIL
OF ARBITRATION**

..... Respondent

Through:

CORAM :-

HON'BLE MR. JUSTICE J.R. MIDHA

JUDGMENT (ORAL)

1. The appellant has challenged the order dated 28th November, 2014 passed by the learned Single Judge of this Court holding that the Regular Second Appeal (RSA) is not maintainable against the order passed by the learned Single Judge of this Court in Regular First Appeal. The appellant has challenged the said order before this Court by terming it as a First Appeal against Order (FAO).

2. Learned counsel for the appellant could not show any provision of Code of Civil Procedure or Delhi High Court Rules as to how FAO is maintainable against an order passed by the learned Single Judge of this Court in RSA. That apart, the learned Single

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Judge has not dismissed the RSA on merits. Learned Single Judge has held that the RSA is not maintainable in law. Learned counsel for the appellant could not show any infirmity in the finding of the learned Single Judge with respect to the non-maintainability of the RSA.

3. This appeal is not maintainable in law and is therefore, hereby dismissed. The pending applications are also dismissed.



J.R. MIDHA, J.

FEBRUARY 25, 2015

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