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IN THE HIGH COURT OF DELHI AT NEW DELHI

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LA.APP. 55/2016

UNION OF INDIA

..... Appellant

Through: Ms. Jyoti Tyagi, Advocate for
Mr. Yeeshu Jain, Advocate.

versus

BALAK RAM & ORS

..... Respondents

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

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22.08.2016

C.M. Appl. No. 9045/2016 (for condonation of delay of 81 days in filing the appeal, under Order 41 Rule 3A read with Section 151 CPC and Section 5 of Limitation Act)

and

C.M. Appl. No. 9047/2016 (for condonation of delay of 146 days in re-filing the appeal, under Section 151 CPC and Section 5 of Limitation Act)

1. These are applications seeking condonation of delays of 81 days in filing and 146 days in re-filing the appeal.

2. For the reasons stated in the applications, the same are allowed and delays are condoned.

3. C.Ms. stand disposed of.

LA.APP. 55/2016 and C.M. Appl. No. 9044/2016 (for stay, under Order 41 Rule 5 CPC read with Section 151 CPC)

4. Deficient court fee has not been made good.

LA.APP. 55/2016

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5. Counsel for the appellant says that this is because the appeal has no merits in view of the judgment of a learned Single Judge of this Court in the case titled as *Jai Singh Vs. Union of India* in LA. Appeal No. 266/2008 decided on 23.8.2011.

6. Accordingly, since deficiency in court fee is not made good, this appeal is dismissed for non-prosecution.

VALMIKI J. MEHTA, J

AUGUST 22, 2016

JK