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

+ LPA 19/2018 CM APPL. 1768/2018 and CM APPL. 1769/2018
AIR PASSENGERS ASSOCIATION OF INDIA Appellant
Through: Ms. Jaikriti S. Jadeja, Advocate.

versus

UNION OF INDIA & ORS Respondents
Through: Ms. Anjana Gosain,
Ms. Rabiya Singh Thakur and Ms. Shalini Nair,
Advocates for R1 and R4.
Mr. Dig Vijay Rai and Mr. Pulkit Tyagi, Advocates
for R3/AAI.
Mr. Dhruv Mehta, Sr. Advocate with
Mr. Saurabh Mishra, Advocate for R5/Spice Jet.
Mr. Rajiv Nayar, Sr. Advocate,
Ms. Vijayalakshmi Menon, Mr. Anish Kapur and
Mr. Anirudh Bakhra, Advocates for R2.
Mr. Neeraj Kishan Kaul, Sr. Advocate,
Mr. Darpan Wadwa, Sr. Advocate with
Mr. Rajshekhar Rao, Mrs. Megha Mishra and
Mr. Ankit Rajgarhia, Advocates for R7.

CORAM:
HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MS. JUSTICE REKHA PALLI

ORDER
% **16.01.2018**

CM APPL. 1770/2018 (Exemption)

Allowed, subject to all just exceptions.

LPA 19/2018

1. The present appeal has been filed by the appellant/Air Passengers Association of India against the judgment dated 20.12.2017 passed in
LPA 19/2018

W.P(C) No.9820/2017 entitled “Interglobe Aviation Limited & Anr. Vs. Union of India & Anr.” where admittedly, they were not parties.

2. In such circumstances, we have asked learned counsel for the appellant to address us on the maintainability of the present appeal and the *locus standi* of the appellant to file the appeal. She submits that she has instructions to withdraw the present appeal but seeks liberty to file an application for seeking impleadment in LPA No.16/2018, filed by the petitioner in W.P.(C) No.9820/2017 and listed before us at Sr. No.30 in today’s cause list.

3. We decline to grant any such permission to the appellant when it was not a party before the learned Single Judge in W.P.(C) No.9820/2017. The *lis* lies only between those parties who were impleaded in W.P.(C) No.9820/2017. In our opinion, the appellant herein is a rank outsider. The prayer made for permission to move an application for impleadment in LPA No.16/2018 is declined.

4. The present appeal is disposed of as not pressed, along with the pending applications.

HIMA KOHLI, J

REKHA PALLI, J

JANUARY 16, 2018

na/ap