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

+ **C.R.P. 134/2023**

ANIL KUMAR MISHRA

.....Petitioner

Through: Mr. Barun Kumar Sinha, Ms. Pratibha Sinha and Mr. Sneh Vardhan, Advocates.

versus

RAJENDER KUMAR YADAV

.....Respondent

Through: Mr. Vikram Jit Saini, Mr. Phillip Massey, Mr. Akash Kumar and Mr. Dev Suman Mohan Puria, Advocates.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **30.09.2024**

CM APPL. 16742/2024 (under Section 151 CPC on behalf of the Revisionist for recall of Order dated 28.02.2024 and for Restoration of the Revision Petition)

1. An application has been filed on behalf of the Petitioner/Revisionist for recall of the Order dated 28.02.2024 vide which the present Revision has been dismissed on account of non-appearance of the petitioner.
2. It is submitted that the learned counsel was busy in the other Court and by the time he appeared, the case had already been dismissed. The non-appearance of the counsel was not deliberate or intentional, hence the Revision Petition be restored.



3. Learned counsel for the respondent has no objection to the restoration of the Revision Petition.

4. In view of the submissions made, the application is allowed and the Order dated 28.02.2024 is hereby set aside and the Revision Petition is restored to its original number.

5. The application is accordingly disposed of.

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6. Adjournment is sought on behalf of the petitioner.

7. List on 18.02.2025.

NEENA BANSAL KRISHNA, J

SEPTEMBER 30, 2024/va