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

+ **RFA 719/2023**

**MS ALI FRUIT CO THROUGH ITS PROPRIETOR MR JAVED
MALIK**Appellant

Through: None

versus

MS J A B FRUIT COMPANY AND ANR.Respondents
Through:

**CORAM:
HON'BLE MS. JUSTICE TARA VITASTA GANJU**

ORDER
09.09.2024

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CM APPL. 45700/2023 [*Extension of time in filing Court fee*]

1. This Application was already disposed of on 24.07.2024.
2. The Registry is directed not to show this Application pending.

RFA 719/2023, CM APPL. 45699/2023 [*Delay in filing Appeal*] & **CM APPL. 45701/2023** [*Delay in re-filing*]

3. The report of the Registry is that court fee has not been filed.
4. The record shows that there is a delay of 503 days in filing the Appeal and 61 days in re-filing the Appeal.
5. On 24.07.2024, the Appellant had sought some time to take instructions in the matter. Thereafter, although the matter was listed on 07.08.2024, the same could not be taken up and thereafter was listed on 27.08.2024 by the Registry of this Court. None appeared on 27.08.2024 pursuant to which the matter has been listed today.
6. There is no appearance on behalf of the Appellant today either,



despite the matter being called out twice.

7. Accordingly, the Appeal is dismissed in default and for non-prosecution.

TARA VITASTA GANJU, J

SEPTEMBER 9, 2024/pa

Click here to check corrigendum, if any