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

FAO(OS) (COMM) 286/2024, CM APPL. 73444/2024-Stay
CM APPL. 73445/2024-Exp, CM APPL. 73446/2024-Addl.doc.

RISHIKANT BHARDWAJAppellant

Through: Mr.Raghav Sood, Advocate

versus

VIKRANT SURI & ORS.Respondents

Through: Mr.Ishan Sachdeva, Advocate for R-1
and 2

+ FAO(OS) (COMM) 287/2024, CM APPL. 73447/2024-Addl.doc.
CM APPL. 73448/2024-Stay, CM APPL. 73449/2024-Exp

HOLYBELLY FOOD BOUTIQUE LLP & ANR.Appellants

Through: Mr.Ashish Dholakia, Senior Advocate
with Mr.Aman Sharma, Mr.Subhoday
Banerjee, Mr.Tarun Mehra and
Mr.Jayesh Sharma, Advocates

versus

VIKRANT SURI & ORS.Respondents

Through: Mr.Ishan Sachdeva, Advocate for R-1
and 2

CORAM:
HON'BLE MS. JUSTICE REKHA PALLI
HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
13.12.2024

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1. The present appeals under Section 37(1)(b) of the Arbitration and Conciliation Act, 1996 seek to assail the order dated 14.11.2024 passed by the learned Single Judge in O.M.P.(I) (COMM.) No. 390/2024.
2. At the outset, we note that the impugned order is a consent order. We are, therefore, of the view, the appellants having volunteered to make the deposit of the amount directed under the impugned order, the appeals are *per se* not maintainable.
3. When faced with this situation, learned senior counsel for the appellant prays that time be granted under the impugned order by the learned Single Judge for filing of affidavit of assets, reply and making the deposit, be extended till 15.01.2025.
4. Learned counsel for the respondent, who appears on advance notice, fairly does not oppose this limited request.
5. In the light of the aforesaid, even though we are dismissing the appeal as not being maintainable, we are, with the consent of the parties extending the time granted to the appellant for filing of the affidavit of assets and reply as also time for making the deposit in terms of paragraph 8 of the impugned order till 15.01.2025.
6. The appeals, alongwith the pending applications, are accordingly dismissed.

REKHA PALLI, J

SAURABH BANERJEE, J

DECEMBER 13, 2024/SV