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

I.A. 18039/2025

IN

+ ARB.P. 660/2025

AXIS FINANCE LIMITED

.....Petitioner

Through: Mr. Ankush Bharadwaj, Advocate.

versus

VARDHARAJAN NADADUR VARADAVISHNU

& ANR.

.....Respondents

Through: Mr. Sabarish Subramanian and Mr.
K.S. Badhrinathan, Advocates.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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29.07.2025

I.A. 18039/2025 (u/O-IX R-13 CPC)

1. This application has been filed on behalf of the applicants/respondents under Order IX Rule 13 of the Code of Civil Procedure, 1908 ('CPC') seeking recall of the *ex-parte* order dated 8th July, 2025.
2. Counsel for the respondents submits that the respondents are persons with disabilities and therefore, they could not appear before the Court on the previous dates despite service.
3. It has been put to the counsel for the respondents that no prejudice has been caused to the respondents as the Court has merely appointed an independent Arbitrator to adjudicate the dispute between the parties. The respondents do not dispute the existence of the Arbitration Clause.



4. Hence, there is no merit in the present application.
5. The application is dismissed.
6. Liberty is given to the respondents to approach the petitioner to explore the possibility of settlement.

AMIT BANSAL, J

JULY 29, 2025

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