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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ RFA(COMM) 645/2025 & CM APPL. 71780/2025, CM APPL.
71781/2025

KAMAL GUPTAAPPELLANT

Through: Advocate (through VC)
Appearance not given

versus

MUNICIPAL CORPORATION OF DELHI
& ANR.RESPONDENTS

Through: Mr. Siddhant Nath, Standing Counsel
MCD, with Mr. Amaan Khan and Ms.
Bhavishya Makhija, Advocates for
R-1

CORAM:
HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE
HON'BLE MR. JUSTICE AJAY DIGPAUL

ORDER
06.05.2026

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1. On instructions, a prayer for withdrawal of appeal is made.
2. The appeal, as such, stands dismissed as withdrawn.
3. At this stage, learned counsel appearing for the respondent has invited our attention to the order dated 16th April, 2026, wherein the appellant was directed to pay the cost, which he has not paid.
4. In the backdrop of the order already being in existence and the petitioner having enjoyed the fruits under the said order, viz., the delay caused in filing of the appeal stood condoned, let the amount of costs be impleaded in the final bill of costs in the decree to be drawn. The learned Commercial Court shall take note of the same and add the amount of costs



as reflected in the order dated 16th April, 2026 and, post recovery, remit the same to the Delhi High Court Bar Association ('DHCBA'), as was directed.

5. Pending applications also stand disposed of accordingly.

NITIN WASUDEO SAMBRE, J

AJAY DIGPAUL, J

MAY 6, 2026/ay/ok