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

\+ RFA 612/2010

LT COL VINOD KUMAR AGGARWAL .....Appellant

Through: None.

versus

RAKESH AGGARWAL .....Respondent

Through: None.

CORAM:
HON'BLE MR. JUSTICE AMIT SHARMA

O R D E R

% 30.03.2026

1. This hearing has been done through hybrid mode.

2. The present appeal under Section 96 read with Order XLI of the CPC seeks the following prayers:-

> "call for the records of the Suit no. 109A/06 titled as "Lt. Col. Vinod Kumar Aggarwal (Retd.) v. Rakesh Kumar" ,
>
> b). set aside the impugned order dated 08.04.2010 passed by the Court of Sh. B. R. Kedia, Additional District Judge, Central-06, Delhi, in Suit no. 109A/06 titled as "Lt. Col. Vinod Kumar Aggarwal (Retd.) v. Rakesh Kumaf;
>
> c). grant costs of the appeal in favour of the appellants and against the respondent;
>
> d) pass any other or further order(s) as may this Hon'ble Court may deem fit and proper in the facts and circumstances of the case."

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3. None appears on behalf of the appellant despite service.

4. There has been no appearance on behalf of the appellant on the previous dates of hearing as well i.e. 11.12.2024, 17.12.2024, 10.02.2025, 07.05.2025 and 04.11.2025.

5. Report with regard to court notice issued to the appellant vide order dated 07.05.2025 has come back served.

6. In these circumstances, the present appeal is dismissed in default for non-prosecution and disposed of accordingly.

7. Pending application(s), if any, also stands disposed of.

8. Order be uploaded on the website of this Court, *forthwith.*

AMIT SHARMA, J

MARCH 30, 2026/nk

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