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

+ RFA 836/2010

DHARAM PAL & ANR

.....Appellants

Through: None.

versus

SURESH CHAND GUPTA & ORS

.....Respondents

Through: R-1 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

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09.03.2026

1. This hearing has been done through hybrid mode.
2. The present appeal under Order XLI Rule 1 of the CPC seeks following prayers:-

“a) call for the records of suit no.1514/2001 titled as “Shri Dharampal & Others Vs. Shri Suresh Chand Gupta & Ors.” and set-aside the impugned judgment & decree dated 27.08.2010 as passed by the Court of Smt. Shail Jain, Ld.A.D.J., Delhi in suit no.1514/2001 in the matter of “Shri Dharampal & Others Vs. Suresh Chand Gupta & Ors.”

b) decree the said suit being suit no.1514/2001 in terms of prayers made therein;

c) pass such other or further orders which this Hon'ble Court deem fit and proper in the facts and circumstances of the case may also be passed in favour of the appellants and against the respondent.”

3. None appears on behalf of the appellants.
4. *Vide* order dated 06.12.2024, Court notice was issued to the appellants.
5. Report with regard to notice issued to appellants has come back with following remarks:



- “i) Appellant no. 1- unserved (sold away the premises)
ii) Appellant no. 2- served.
iii) Appellant no. 3- unserved (incomplete address)”

6. *Vide* order dated 29.10.2013, appeal *qua* respondents no. 2 and 3 was withdrawn.
7. Respondent no. 1 is present in-person today.
8. In view of the above, the present appeal is dismissed in default for non-prosecution and disposed of accordingly.
9. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

MARCH 09, 2026/sn/sg