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

+ RFA 216/2010

RAJENDER VERMA

.....Appellant

Through: None.

versus

ASHOK MALIK

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **10.03.2026**

1. This hearing has been done through hybrid mode.
2. The present appeal under Section 96 of the CPC seeks the following prayers:-

“It is, therefore, prayed that the Hon’ble court may be pleased to set aside the impugned order dated 18.09.2009, passed by the court of Sh. Kamlesh Kumar, AD & SJ (Central)-17, Delhi. and be further pleased to direct the revival and trial of suit No. 522 of 2008 on merits, in the interest of justice.

Any other or further order which this Hon’ble court may deem fit; and proper may also kindly be passed in favour of the appellant.”

3. None appears on behalf of the appellant today.
4. There was no appearance on behalf of the appellant on the previous dates of hearings on 29.11.2024, 04.12.2024, 11.12.2024, 17.12.2024, 10.02.2025, 16.04.2025 and 29.10.2025 as well.



5. Default notice issued to the parties *vide* order dated 16.04.2025 has come back unserved with the following report:-

“Default Notice to Appellant through ordinary: Unserved as such person sold away the address.

Default notice to respondent through ordinary: Unserved as such person sold away the address, 9 years ago.

Default Notice to Appellant through speed post: received back as no such person at the given address.

Default notice to respondent through speed post: received back as addressee left.

Courier tracking report received and same is added.”

6. The present appeal is dismissed in default for non-prosecution and disposed of accordingly.

7. Pending application, if any, also stands disposed of.

AMIT SHARMA, J

MARCH 10, 2026/nk