

**i.45**

\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
 + TR.P.(C.) 2/2008

M.C.D.

..... Petitioner  
 Through: Mr. H.S. Phoolka, Sr. Adv. with  
 Mr. Ajay Arora &  
 Mr. Kapil Dutta, Advs.

versus

BENCH &amp; BAR CLUB

..... Respondent

Through:

**CORAM:****HON'BLE MR. JUSTICE SHIV NARAYAN DHINGRA**

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**ORDER**  
**24.10.2008**

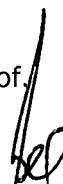
This petition has been made under Section 24 read with Section 151 CPC for transfer of PPA Appeal No. 161/2004 title as **Bench & Bar Club vs. MCD & Anr.**

I am informed that the appeal was dismissed in default and only an application for restoration is pending presently and is coming up on 21<sup>st</sup> November, 2008.

It is informed that the original appeal was filed sometime in 1992. Thereafter, for some or the other reason the appeal could not be decided and in the meantime it got dismissed in default.

The learned Additional District Judge where the application for restoration is pending shall dispose of the application within 60 days from the receipt of the order. In case the appeal is restored, the appeal shall also be expeditiously disposed preferably within 4 months of the restoration of the appeal.

With these directions, the petition is disposed of.

  
**SHIV NARAYAN DHINGRA,J**

**OCTOBER 24, 2008**  
**ak**

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