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

+ RFA 244/2012

UCO BANK

..... Appellant

Through: Mr. I.S.Chauhan with Mr. Sajan Kumar Singh &
Mr. Manoj Kumar, Advs.

versus

NAZRANA KHATOON & ORS

..... Respondents

Through:

&

+ RFA 247/2012

UCO BANK

..... Appellant

Through: Mr. I.S.Chauhan with Mr. Sajan Kumar Singh &
Mr. Manoj Kumar, Advs.

versus

ABDUL WAHID & ORS

..... Respondents

Through:

&

+ RFA 249/2012

UCO BANK

..... Appellant

Through: Mr. I.S.Chauhan with Mr. Sajan Kumar Singh &
Mr. Manoj Kumar, Advs.

versus

MOHAMMED ALAM & ANR

..... Respondents

Through:

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

RFA No.244/2012, RFA No.247/2012 & RFA No.249/2012

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ORDER

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31.05.2012

CM No.10328/2012(exemption) in RFA No.244/2012,
CM No.10361/2012(exemption) in RFA No.247/2012 &
CM No.10433/2012(exemption) in RFA No.249/2012

Allowed, subject to all just exceptions.

Applications stand disposed of.

RFA No.244/2012, RFA No.247/2012 & RFA No.249/2012

1. Counsel for the appellant before commencement of arguments in the appeals seeks to withdraw these appeals and states that the appellant will pay the Court fees payable in Review Petitions i.e. 50% of the original Court fees paid and will thereafter pursue the Review Petitions on merits. It is noted that the Review Petitions were dismissed for non filing of the requisite Court fees. If the requisite Court fees in the Review Petitions are filed within a period of 6 weeks from today before the trial Court, trial Court will hear and dispose of the Review Petitions in accordance with law. If the appellant has already filed Court fees in the Review Petitions, which of course are stated to have been filed after dismissal of the Review Petitions, the appellant will be entitled to take benefit of such Court fees paid.

2. Appeals are dismissed as withdrawn in view of the aforesaid

observations.

3. Since the appeals are dismissed as withdrawn before commencement of arguments in the appeals, 50% of the Court fees be paid to the appellant. Appellant is entitled to refund of 50% of the Court fees paid in these appeals in terms of Section 16A of the Court Fees Act, 1860 as applicable to Delhi.

4. Let the Registry issue necessary certificate in favour of the appellant. Dasti.

CM No.10326/2012(additional evidence) &
CM No.10327/2012(for condonation of delay) in RFA No.244/2012,
CM No.10359/2012(additional evidence) &
CM No.10360/2012(for condonation of delay) in RFA No.247/2012 &
CM No.10431/2012(additional evidence) &
CM No.10432/2012(for condonation of delay) in RFA No.249/2012

5. Since the appeals have been dismissed as withdrawn no orders are required to be passed in these applications. CMs stand disposed of.


VALMIKI J. MEHTA, J

MAY 31, 2012
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