

16.01.2020

Present: Ld counsel for parties.

Defendant had filed an application under Order 8 Rule 1-A CPC for taking into record list of documents with documents i.e certified copy of deposition of Jagdish Singh Yadav, plaintiff no.2 herein, in case FIR No. 25/2009 PS Nangloi as recorded before Ld MM, THC on 15.07.2017, 19.12.2018 and 03.07.2019. It is submitted by Ld counsel for defendant that these documents are very much necessary for just decision of the case.

Ld counsel for plaintiff submits that he has no objection if the documents as filed with the application are taken into record and if same be read as an evidence on behalf of defendant.

Ld counsel for plaintiff has admitted the documents as referred above and same are marked as Ex.D-1, EX.D-2 and Ex.D-3.

In view of the submission of parties, documents as filed with application under Order 8 Rule 1-A CPC are taken into record and same shall be read an evidence on behalf of defendant.

In view of the marking of documents as Ex.D1, Ex.D-2 and Ex.D-3, prayer clause-B in the application does not survive.

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Accordingly, application under Order 8 Rule 1-A and Order 16 Rule 1 r/w section 151 CPC filed by defendants stands disposed of.

On separate statement of ld counsel for plaintiff, the **application under Order 18 Rule 17 CPC dated 08.08.2019 filed by plaintiff stands withdrawn.**

To come up for further proceeding/DE on **07.02.2020.**

(Hasan Anzar)
ADJ-06/West/THC
16.01.2020