

CS DJ 872/23
Padam Chand Jain Vs Arun Kumar Jain

19.08.2025

Present: Sh. Naresh Gupta, counsel for plaintiff.
Sh. Rishabh Jain, counsel for defendant.

Ld. counsel for the defendant has filed an affidavit on behalf of Smt. Mala Devi Jain. Copy Supplied.

An application has been filed by the defendant under the provisions of Order 26 Rule 1 seeking appointment of a Local Commissioner for recording evidence of Smt. Mala Devi Jain who stated to be 93 years old lady and is confined to bed.

Ld. counsel for the plaintiff submits that he has no objection to the said application. It is further submitted that keeping in view the fact that Mala Devi Jain stated to be 93 years old the Local Commissioner may be directed to record the evidence expeditiously and the said evidence be also directed to be video graphed.

Sh. Sundaram having phone no.9811254899 having enrollment no. D-976/97(R) who is present in the court has been requested to record the evidence of Smt. Mala Devi Jain who is stated to be resident of 41, Babar Road, Bengali Market, New Delhi. Local Commissioner has stated that he would record the evidence on 27.08.2025 at 02:00 PM.

The defendant is directed to arrange a stenographer as well as to make arrangements for videographing the entire proceedings.

The fees of the Local Commissioner is fixed at Rs. 20,000/- per sitting to be paid by counsel for defendant. The present application stands allowed and **the Ahlmad/ Asst. Ahlmad is directed to carry the entire paper at the given address who shall be paid out of pocket expenses at Rs. 2,000/-. Order be given Dasti to the Ld. Local Commissioner for necessary compliance.**

Re-notifying the matter on **20.10.2025**.

Sachin Sood
DJ-01 (Central)
THC, Delhi/19.08.2025