

PC No. 35/16

27.07.2017

Present: Counsel for petitioner No. 1.
Counsel for LR's of deceased petitioner No. 2.
None for respondent/ State.
Counsel for respondent No. 2 to 5.
Affidavit of evidence not filed, advance copy not given.
Heard and perused the case file.

Petitioners are having inter-se dispute as to who was to lead evidence first. Petitioners cannot delay the proceedings by taking the plea of inter-se dispute.

The petition having been filed jointly by the petitioners after they have been treated as one and in case they have any differences, they are at liberty to be transposed as respondent.

Be that as it may, petitioners have not lead the evidence by way of affidavit as directed with advance copy to the opposite counsel and the same has not been filed today also, the case is adjourned subject to cost of Rs. 5000/- to be paid by the petitioners to the respondent No. 2 to 5.

Let advance copy of the affidavit of evidence be given at least three weeks prior to the next date of hearing.

Put up for P. E. on 28.10.2017.

(VIPIN KUMAR RAI)
Additional District Judge-03
East District/KKD Courts/Delhi
27.07.2017

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