

CS No. 1441/16

19.04.2017

Pr: Mr. Ahzaz Hussain, Proxy Counsel for the plaintiff.

Defendant no.1 in person.

Defendant no.2 is also present along with Ld. Counsel Mr. Yashvir Sethi.

The matter is fixed for cross-examination for PW7 Subodh Kumar. The witness is present. However, the Ld. Counsel for the plaintiff is not available. It is stated that the Counsel is unwell.

The matter is fixed for PE since 05.12.2012. Despite expiry of more than five years, the evidence has not been concluded. Even today witness is not ready to get himself cross-examined in the absence of the Counsel. On 21.09.2016, a cost of Rs.2000/- was also imposed upon the plaintiff for delaying the matter and the fact that they were not able to conclude the evidence despite expiry of four years. However, again an adjournment is being sought thereby further delaying the matter. A further cost of Rs.2000/- is imposed upon the plaintiff to be paid to the defendants.

Put up for payment of cost of Rs.2000/- by the plaintiff to the defendants as well as cross-examination of PW7 and RPE as last opportunity for 09.08.2017.

(Nisha Saxena)
ADJ-03(E)/KKD
19.04.2017

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