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CS No. 1658/16

LALMAN Vs. SMT.PHOOL KUMARI

03.08.2024

Present : Sh. K. K. Mavai, Ld. Counsel for the plaintiff.
Sh. Kamal Kishore, Ld. Counsel for the defendants
alongwith defendant no. 2.

Arguments heard on application under order XVI Rule 1
(3) r/w Section 151 CPC filed on behalf of the plaintiff for
summoning of witnesses.

Ld. Counsel for plaintiff submits that witnesses
mentioned in the application are very relevant and material witnesses
for proving the property documents. It is prayed that the witnesses
may be summoned for NDOH.

Ld. counsel for the defendants submits that the
application may be allowed with heavy cost.

Submissions heard. Record perused.

In view of the submissions made, application stands
disposed off as allowed subject to cost of Rs. 3,000/- to be paid to the
defendants. The witnesses mentioned at serial no. i to iii in the
application be summoned alongwith record for NDOH, on filing of
PF. **Steps be taken within 07 working days.** Diet money be paid to the
witness at the spot.

As requested, copy of process be given dasti to Ld.
counsel for plaintiff.

Put up for remaining PE on **07.09.2024**.

(SOMITRA KUMAR)
DJ-06, EAST/ KKD COURTS
DELHI/03.08.2024 (R)