

15.09.2023

The case file received by way of transfer vide order no. 35/G-I/Gaz-IA/DHC/2023 dated 29.08.2023. It be checked and registered.

Present : Sh. Shivam Sharma, Proxy counsel for Sh. S.B Singh, Ld. Counsel for plaintiff along with plaintiff.
Ms. Divita Dutta and Sh. Vaibhav Saini, Ld. Counsels for the defendant.

Ld. Counsel for defendant submits that decree has already been passed in favour plaintiff and decree sheet has already been drawn accordingly. It is further submitted by her that they had already filed appeal against that order. This case is pending for adjudication on application u/o 33 of CPC of defendant/counter claimant as counter claim has been filed by defendant with WS.

Perusal of case file reveals that vide order dated 08.11.2019, it was observed by the court that no report could be submitted by SDM office for reason that no relevant documents had been submitted by defendant/counter claimant to SDM.

Ld. Counsel for the defendant/counter claimant requested for one opportunity for submission of relevant documents to the office of SDM.

On this Ld. Proxy Counsel for the plaintiff objected on giving of any opportunity to the counter claimant.

In interest of justice, one last and final opportunity is given to the counter claimant to file the relevant documents to the concerned SDM office.

Let report of SDM be filed and notice in this regard be issued to

the concerned SDM.

Put up for report of SDM on **20.12.2023**.

(Vikas Garg)
ADJ-05/East/KKD
Delhi/15.09.2023