

Case No. 57/16

16.03.2017

Present: Sh. R. K. Gupta, Ld. Counsel for the petitioner.

None for respondent No. 1/State.

None for respondent No. 2.

None for respondent No. 3.

Respondent No. 4B and 4F are already ex-parte vide order dated 12.11.2014.

None for respondent No. 4, 4(a), 4(c), 4(e), 5 and 6.

Matter is listed today for D. E.

Despite repeated calls since morning, none is present for respondents. Notice issued to Ld. Counsel for respondent No. 2 Sh. Krishan Rana is served, however, he has not cared to appear before the Court.

An application has been moved on behalf of the plaintiff under section 151 CPC for summoning certain witnesses.

It has been submitted by Ld. Counsel for the plaintiff that P. E. was closed under the impression that no witness is required to be examine after submission of verification letter from the attesting witnesses at the time of filing of the suit.

As per provision of Section 68 of Indian Evidence Act, it is mandatory to examine the attesting witness. Therefore, he has sought permission to examine the witnesses as mentioned in the application.

In view of the submissions so made, I allow the application moved on behalf of the plaintiff under section 151 CPC for summoning certain witnesses. Let all the witnesses be summoned on filing of PF & RC. Process be given dasti.

Put up for P. E. on 07.04.2017.

(NISHA SAXENA)
Additional District Judge-03
East District/KKD Courts/Delhi
16.03.2017

At 12.35 p.m.

At this stage, Sh. Krishan Rana, Ld. Counsel for respondent No. 2 appeared. He is apprised of the order of today.

(NISHA SAXENA)
Additional District Judge-03
East District/KKD Courts/Delhi
16.03.2017

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