

22.03.2025

Present : Sh. Brijesh Singh, Ld. Counsel for the plaintiff with
plaintiff.
Sh. Himal Akhtar, Ld. Counsel for the defendant no.
1 and 2 and also for LRs no. 4, 6 and 7 of deceased
defendant no. 3 alongwith son of defendant no.1/Sh.
Kuldeep Singh and son of defendant no.2/Sh.
Montu.
None for other LRs of deceased defendant no. 3.

Evidence by way of affidavit of DW-3/Sh. M.L.
Bajaj is filed on behalf of the defendant no. 1 and 2 and also for
LRs no. 4, 6 and 7 of deceased defendant no. 3

DW-3/Sh. M.L. Bajaj is present, examined, cross-
examined and discharged.

Ld. Counsel for the defendant no. 1 and 2 and also
for LRs no. 4, 6 and 7 of deceased defendant no. 3 submits that
he wishes to examine defendant no. 1 and 2 as defendant's
witness.

Ld. Counsel for the plaintiff vehemently opposes the
plea of Ld. Counsel for the plaintiff.

Previously, it was submitted on behalf of the
defendants that defendants do not wish to examine defendant no.
1 and 2 as defendant's witness as they are more than 70 years old

and facing hardship in understanding things properly because of their poor health.

In view of aforesaid submissions on behalf of defendants, defendants can not be permitted to examine defendant no.1 and 2 as defendant's witness without explaining the reasons for said change in stand of defendants.

As no application has been filed on record for seeking permission of the Court, the Court deems fit to list the matter for closure of DE as well as for final argument.

In view of this, put up for remaining DE, if any/final arguments on **09.04.2025**.

(SOMITRA KUMAR)
DJ-06,EAST/ KKD COURTS
DELHI/22.03.2025 (s)