

CS No. 271/20151771/16

RAM NARESH Vs. SHIVKALI

16.09.2023

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. S.H. Khan, Id. Counsel for the plaintiff along the plaintiff/PW-2.
Sh. Ashok Kumar Arya, Ld. Counsel for the defendants along with defendant no.1.

PW-2 Ram Naresh/Plaintiff has been examined, cross-examined and discharged.

Statement of plaintiff has been recorded separately regarding closing of PE. Accordingly, PE stands closed.

Ld. Counsel for defendant submits that cost of Rs. 10,000/- was imposed on plaintiff vide order dated 08.12.2021 and cost was to be deposited by the plaintiff with the DLSA (East).

Ld. Counsel for plaintiff submits that due some unavoidable circumstances the cost could not be deposited.

One last opportunity is given to the plaintiff otherwise suit would be dismissed.

At this stage, Ld. Counsel for the defendants submits that summons be issued to witnesses mentioned at the serial no. 2 to 6 in the list of witnesses.

Summons be issued to witnesses mentioned at the serial no. 2 to 6 in the list of witnesses on filing of PF.

Put up for remaining entire DE on **20.01.2024**.

It is directed to the counsel for the defendants that he would supply

copy of affidavit of defendant no. 1 to the counsel for the plaintiff in advance.

It is further directed that if there is change in address of summoned witnesses then fresh addresses be filed with the PF.

(Vikas Garg)
ADJ-05/East/KKD
Delhi/16.09.2023