

CS 795/17

SMT. NIDHI SHARMA Vs. G.K. SHARMA ETC.

12.01.2023

**Present:** Sh. Himanshu Nailwal, Ld. Counsel for plaintiff.  
Sh. Vikas Kumar Sharma, ld. Counsel for defendant no.1.  
Defendant no.2 is already ex-parte vide order dated 19.04.2018.

Matter is fixed for remaining PE.

PW2 Sh. Ajay Sharma has been examined in chief, partly cross-examined and his further cross-examination deferred for production of bank statement of PW2 for the period 01.04.2014 to 13.05.2018.

At this stage, both parties submit that a Local Commissioner may be appointed in this matter for recording of plaintiff's evidence.

Accordingly, at joint request, **Sh. Nikhil Mehta, Advocate. Enrl. No.D-855/2010, Mob. 9873633433**, as suggested by both the parties, is appointed as Local Commissioner in this case for recording of plaintiff's evidence. The fee of the Local Commissioner shall be Rs.3,500/- per sitting. The evidence be recorded in the Ahlmad Room/Court Room on the dates fixed by Ld. Local Commissioner. Plaintiff shall bear the expenses of local commissioner for recording of plaintiff's evidence. Ahlmad/Nazir/Reader shall make available himself with the court file and diet money for the said purpose is fixed Rs.500/-. Ld. Local Commissioner shall record questions in verbatim question and thereafter record answers verbatim. In case there is objection, the said objection shall be recorded verbatim which shall be adjudicated by this Court. Ld. Local

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Commissioner on the same day shall supply the copy of the evidence recorded to both the parties at his own cost. Ld. Local Commissioner shall submit typed as well as original version in the Court. In case any party seeks adjournment or recording of evidence is adjourned then the party at fault shall pay the expenses of the commission for the said date. Parties shall inform to the Ld. Local Commissioner about the date for recording of evidence.

Parties are directed to appear before Ld. Local Commissioner on the date they agreed upon.

Put up for report of Ld. Local Commissioner on  
**26.07.2023.**

**(Ajay Garg)**  
**Additional District Judge-01**  
**(East), KKD Court, Delhi/12.01.2023**