

CS (COMM.) No. 469/23  
VIRAT MOHAN Vs. ADITYA BIRLA FINANCE LTD.

10.09.2025

Present: Mr. Mohd. Faizan Ld. Proxy Counsel for the  
plaintiff.

Ms. Ojashvi Sharma, Ld. Counsel for the defendant  
through VC.

Adjournment is sought on behalf of plaintiff on the ground that main counsel is out of station. Main counsel has not appeared through VC. Considering the fact that no satisfactory reason has been given for seeking adjournment, cost of Rs.2000/- is imposed upon the plaintiff to be deposited with DLSA.

At this stage Mr. Naval Sabharwal, Ld. Counsel for plaintiff has appeared through VC. From the conduct of Ld. Counsel for plaintiff it appears that plaintiff is only playing tactics to delay the proceedings and keeping a watch over the proceedings. No reason is given by Ld. Counsel for plaintiff as to why witness is not available today. Conduct of plaintiff is highly condemnable. Still in the interest of justice one opportunity is granted to plaintiff to lead evidence. To come up for PE on 17.09.2025.

(Meenu Kaushik)  
District Judge-03  
Patiala House Courts, New Delhi  
10.09.2025

Contd ....

Called again at 12.10 PM

At this stage file taken up on appearance of Mr. Naman Sabharwal, Ld. Counsel for plaintiff. It is submitted by Ld. Counsel for plaintiff that inadvertently due to confusion Ld. Proxy counsel appeared in the morning submitted that main counsel is out of station. However, the fact was that plaintiff had gone out of station. Request for waiving of cost is made on behalf of plaintiff. Considering the fact that plaintiff did not appear to get his evidence recorded, court is not inclined to waive the cost as is imposed upon plaintiff in the morning.

Put up on 17.09.2025, date already fixed.

(Meenu Kaushik)  
District Judge-03  
Patiala House Courts, New Delhi  
10.09.2025