

CS 33/22

SANJEEV KUMAR Vs. DEVENDER KUMAR @ DEVI AND
ORS

19.07.2024

Present: Ld. Counsel for plaintiff through V.C.
Ld. Counsel for defendant with D-2 in person.

Plaintiff had moved an application U/O VII Rule 14 (3) CPC for bringing on record certain documents mentioned in the list annexed with the application. Reply filed.

With the consent of parties, arguments on the said application heard.

As per plaintiff, he wants to bring on record certified copies of documents which have already been filed with the plaint alongwith one CD which has the CCTV footage of the incident. As per plaintiff, the incident in CCTV footage is the basic cause of action qua which the present suit has been filed. As per him, it was due to over sight that the said CCTV footage could not be filed earlier.

Application is opposed by defendants who argued that such opportunity should not be granted to the plaintiff. No evidence in this matter has been recorded yet and thus, defendants shall have a right to test the veracity of documents/footage during cross-examination. The existence of footage is mentioned in the plaint and thus, it appears that it is not a case where some document/footage has been created subsequently to the prejudice of the defendants. The other documents sought to be brought on record are certified copies of the documents already filed.

In view of the above, the application is allowed. The documents filed with the application alongwith list are taken on record.

Let the documents/footage taken on record today be supplied to the defendants within 3 weeks from today.

To come up for PE on 07.10.2024.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
19.07.2024