

CS No. 58167/16

**Vinod Kapur
Vs.
Vijay Kapur & Ors.**

07.02.2023

Present: Mr. B.L. Mehta, Ld. Counsel for the plaintiff alongwith plaintiff in person.

Mr. Akshay Kumar, Proxy Counsel for the defendant no. 1 alongwith defendant no. 1 in person.

Mr. Shagun Mehta, Ld. Counsel for the defendant no 2 and 3.

Ld. Counsel for defendant no. 1 has sought an adjournment on the ground that the main counsel is not well. However, on perusal of the previous ordersheets, it appears that the defendant no. 1 does not want to argue upon the application of plaintiff under Order XII Rule 6 CPC. The application was moved on behalf on 08.08.2016 and the application is still pending adjudication.

In view of the aforesaid observation, the adjournment is allowed subject to cost of Rs. 3000/- to be paid to Ld. Counsel for the plaintiff.

Be put up for arguments on the application of plaintiff under Order XII Rule 6 CPC on **29.03.2023**.

**Shivali Bansal
ADJ-03, Rohini Courts
North District, Delhi
07.02.2023**