

09.11.2022

Present: Sh. Satish Kumar, Ld. counsel for the plaintiff.
Sh. P. K. Sharma, Ld. Counsel for the defendant No.1
alongwith defendant No.1

Evidence by way of affidavit of the defendants No.1 & 2 are already there on record but ld. Counsel for the defendant No.1 states that the previous counsel for the defendant No.1 has failed to return the file of the case of the defendant No.1 to him and the original documents are contained in that file.

It has to be seen that ld. Counsel for the defendant No.1 has himself drawn the attention of this court to the orders dated 07.05.2022 which were passed by the Ld. Predecessor of this court wherein, a detailed order has been passed pointing out towards the misconduct of the previous Advocate.

Ld. Predecessor of this court, in the very said orders, has categorically mentioned that this court does not have any mechanism to deal with the misconduct of an Advocate.

In these circumstances, ld. Counsel for the defendant No.1 states that he would move an appropriate application for leading the secondary evidence qua the documents which are not in this power and possession.

At the request of the ld. Counsel for the defendant No.1, now, to come up for tendering the affidavit of the defendants No.1 & 2 and for their cross-examination on **17.01.2023**.

If any application is moved by the ld. Counsel for the defendant No.1, then, advance copy thereof be supplied to the opposite party.

(Raj Kumar)
ADJ-02/ North/ Rohini Court
Delhi/09.11.2022