

07.05.24

Present: Sh. Anupam Seth, Ld. Counsel for plaintiff.
Ms. Nisha and Sh. Mayank, Ld. Counsels for
defendant.

Copy of affidavit in evidence of DW supplied by Ld. Counsel for defendant to Ld. Counsel for plaintiff who objects to the same on the ground that advance copy has not been supplied to him. Along with the affidavit in evidence, documents along with list of documents also filed. No application has been filed for taking the documents on record. Therefore, the documents accompanying the affidavit in evidence are not taken on record and accordingly struck off.

Another application is moved on behalf of defendant for waiver of cost of Rs.2,000.

Submissions heard.

No documentary proof has been filed in support of the reasons assigned in the application. Accordingly, application for waiver of cost stands dismissed.

The defendant was mandatorily supposed to file list of witnesses within 15 days from the date of framing of issues. The issues in the present case were framed way back on dated 14.03.2019, therefore, the list of witnesses filed on behalf of the defendant is also not taken on record.

At this stage, defendant has paid the cost of Rs.1,000/- with the undertaking that remaining cost of Rs.1,000/- will be paid on the next date of hearing.

Since the copy of affidavit in evidence of defendant has been supplied today only, the cross examination cannot be done. The advance copy has not been supplied despite direction, though, the affidavit got attested on dated 04.05.2024.

Accordingly, put up the case for DE, on 02.08.2024.

(Kishor Kumar)
DJ-04, North, Rohini Courts,
Delhi/07.05.24.