

SKGT010012452021



MONEY SUIT NO.177 OF 2021
Ashwani Kumar Kapila v. Simplex Infrastructure Ltd.

14.07.2023

Plaintiff present through Ld. Counsel Shri Kazi Sangay Thupden,
Ms. Prerna Rai and Ms. Som Maya Rai.

Defendants No.1 to 4 absent.

Defendant no.5 present through Ld. Counsel Shri Sudhir Prasad.

Date is fixed for issues and documents.

At the outset, Ld. Counsel for the plaintiff has filed an application under Order 11 Rule 12 and 14 of CPC, 1908 read with Section 66 of the Indian Evidence Act, 1872 praying that the defendants be directed to produce the original work order dated 01.10.2015 and invoices (abstract of daily labour supply bill and details of recoveries).

Ld. Counsel for the plaintiff has informed that Shri Chandan Mondal, Ld. Counsel for defendant no.1 to 4 had informed Ms. Prerna Rai (over the phone) that he is unable to appear today due to unavoidable circumstances.

Ld. Counsel for the plaintiff will supply the copy of application to defendant no.1 to 4 also.

To: 21.08.2023 for hearing/issues and documents.

sd/-

(K.W. Bhutia)

Principal District Judge, Gangtok

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