

08.06.2023

At 11:30 AM

Present : Sh. R. P. Tomar, ld counsel for plaintiff.

None for the defendant.

PW-3 Sh. Akashay Dabas is examined. None has appeared on behalf of defendant to cross examine the witness as such by proceeding further under Order 17 CPC, the witness is discharged. Diet money paid.

Summons have been duly served upon the office of MCD, House Tax Department, Keshav Puram Zone on 22.02.2023. Sh. Tushar, employee of the MCD, House Tax Department appearing stated that the summoned record is not traceable. More than 3 months time was available with the department to trace out the record and to produce the same. The fact regarding non production of the record by the employees of MCD has also been brought into the notice of Commissioner of MCD but there is no improvement noticed by the court in compliance of the order.

Considering the facts, let notice under Order 16 Rule 12 CPC to the Deputy Commissioner Keshav Puram Zone be issued to be served through office of Commissioner, MCD to ensure the production of the record on the next date of hearing

and it is expected that Ld. Commissioner MCD will issue proper orders asking the employees to comply the summons of the court to produce the summoned record from their sections in time so that judicial time may be saved avoiding repeatedly adjournments in securing the production of summoned record.

Put up for remaining evidence of plaintiff on
01.09.2023.

(SUNIL CHAUDHARY)
ADJ-04, North West,
Rohini Courts, Delhi
08.06.2023