

BHANWER PAL SINGH Vs. M/S BOMBAY INDUSTRIES**24.04.2025**

Present: Sh. Yashwant Singh, Ld. Counsel for plaintiff.
Sh. S. B. Singh, Ld. Counsel for defendants.

One application under Section 151 CPC on behalf of defendants is stated to be filed online but no such application is reflecting on CIS. Ld. Counsel is advised to contact Filing Section to ensure reflection of the same on CIS and matter is passed over at his request.

Hearing is resumed at 12:15 pm.

Present: Sh. Yashwant Singh, Ld. Counsel for plaintiff.
Sh. S. B. Singh, Ld. Counsel for defendants.

Application of defendants is reflecting on CIS. Copy Supplied.

Ld. Counsel for plaintiff stated that he will argue the application straightaway without filing any reply to avoid further delay in the trial.

Submissions are heard on the application.

By way of application, defendant is seeking recall of order dated 27.05.2024 and to give opportunity to defendant for cross examination of plaintiff stating that earlier counsel engaged by defendant has expired and AR/partner of defendant was discharged from the hospital on the same day. It is stated that defendant is ready to compensate the plaintiff if opportunity is

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granted.

Considering the facts where other partner of defendant could have appeared before the court or engaged a counsel for cross examination of plaintiff, no grounds are found, but considering that plaintiff has not been cross examined, a liberal approach is taken so that defence may be put to the witness by the defendant in the cross examination especially where defendant has offered to compensate the plaintiff, the application is allowed subject to compensation of Rs. 25000/- to the plaintiff.

Put up on 14.08.2025 for cross examination of PW-1 and remaining PE.

(SUNIL CHAUDHARY)
DJ-04/North-West
RHC/Delhi 24.04.2025