

CS DJ 8460/16
HARDEEP SINGH
Vs.
ARUN CHAWLA

10.04.2023

Present : Sukhbir Singh & Sh. Mohit Chaudhary Advs., Ld.
Counsel for plaintiff.
(M. No. 9971452626)
email – mohitchaudhary93@gmail.com
Sh. Nikhil Verma Adv., Ld. Counsel for defendant.
(M.No. 9899125085)
e-mail vermanikhil829@gmail.com

Adjournment is sought by Ld. Counsel for defendant submitting that main counsel is not well today. Copy of OPD slip is placed on record. Heard. Perused.

Strongly opposed by Ld. Counsel for plaintiff who submits that matter is an old case of the year 2014. He prays for appointment of Local Commissioner to record the D.E. at the expenses of the defendant only.

It is the fitness of the things that a Local Commissioner is appointed for recording of evidence of defendant witnesses at the expenses of the defendant only.

In view of the same, **Ms. Rosy Sharma, Advocate, e-mail rosysharmaadv@gmail.com** Enrollment No : D-1761-C/2004, office: Chamber No. 851, District Court Complex, Saket Court, New Delhi, Mobile No: 9971208186 is appointed as a Local Commissioner to record the evidence of witnesses of defendant witnesses.

Remuneration of L.C. for recording of evidence is fixed at Rs.5,000/-per sitting of two hours. The Stenographer can either be

arranged by a litigating party on its own cost or in case the same is arranged by LC, then the actual cost of typing/ printing shall be reimbursed by the party to Ld. LC. In case the evidence is recorded in the Court, the Ahlmad of the court shall provide the court record to enable the examination of the witnesses and cost of Rs.500/- per sitting shall be paid to the Ahlmad. Ahlmad shall ensure the safe custody of the court record during the proceedings. In case the LC records the evidence in his office/ out of Court, parties may get the certified copy of the documents if required, for the purposes of using the same during evidence.

All payments shall be redeemable as costs of litigation at the end of the suit.

Once the evidence commences, Ld. Local Commissioner is directed to make endeavour to record the evidence on day to day basis and in any case, not to give date of more than *10 days* between the two dates. Local Commissioner is also directed to not adjourn the matter telephonically at the mere asking of the counsels. Local Commissioner shall provide the copy of evidence and proceedings for each date to both the parties through email/soft copy.

In case, any adjournment is sought by any party on any given date, the cost of proceedings of that date shall be borne by the defaulting party.

Both the parties are directed to appear before Ld. L.C. on **29.04.2023** for recording of evidence.

The Local Commissioner is directed to complete entire evidence by next date.

Put up for final arguments on **28.07.2023**.

Copy of the order be given dasti to both the parties/L.C.

(Munish Markan)

ADJ-02(SE)/District Courts, Saket,
New Delhi/10.04.2023

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