

04.01.2023

Present: Ms. Vibha Sharma Adv. (8527954456)
email:adv.vibhasharma74@gmail.com Ld. Counsel
for plaintiff.

Sh.Mahesh B. Chhibber and Sh.Aman Leekha Adv.
(M. No.9818430581) *email: shiv1014@gmail.com*
Ld. Counsel for defendant no.1 with Sh.Pankaj
Arora AR of defendant no.1.

Sh. Satish Aggarwala, Adv. Ld. Counsel for
defendant no.2 present through VC.(details not given)

DW-3 Sh.Pankaj Arora is partly further cross
examined. Further cross examination is deferred at the joint
request.

It is an old case. Therefore, it is in the fitness of
things that remaining evidence of the witness is recorded by
appointment of a Local Commissioner and the expenses to be
shared by both the plaintiff and those defendant examining the
witnesses in equal measure. Eventually, it shall be the cost of
litigation at the end of the case.

In view of the same, *Ms.Preeti Sharma, Advocate*
Enrollment No.P/982/2013, Office: Chamber No.158, Saket
District Courts, New Delhi, Mobile No.7827550594 is appointed
as Local Commissioner for recording of evidence of defendant

witnesses. Remuneration for recording of evidence is fixed at Rs.5,000/-per sitting of two hours. All the secretarial expenses shall be borne by the respective parties in half measure each. 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 record 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.

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 *working 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.

The Court Commissioner is directed to complete evidence by next date.

Both the parties are directed to appear before Ld.

Local Commissioner on **19.01.2023**.

Put up for final arguments on **01.04.2023**. Copy be given dasti to LC/Ld. Counsel for parties.

Ahlmad is directed to rectify the case title in the cause list.

(Munish Markan)
ADJ-02(SE)/District Courts, Saket,
New Delhi/04.01.2023

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