

12 CS DJ 3537-24

RAM ABHILASH Vs. BRAJESH KUMAR SINGH

25.07.2026

Present:- Sh. Jatin Rajput, Ld. Counsel for plaintiff (mobile No. 9868242577).
Sh. Mrityunjay Jha, Ld. Counsel for defendant along with defendant / DW 1.

1. Today DW1 examined in chief, cross examined and discharged.
2. Ld. Counsel for defendant submits that defendant wants to lead further DE.
3. List of witnesses has not been filed till date.
4. Affidavit of Defendant's witnesses be filed within 15 days with advance copy to the opposite side whose mobile number mentioned.
5. List for further DE on **05.09.2026**.
6. List for orders on application filed by the defendant for waiver of cost at **4 pm**.
7. It is made clear that no further opportunity shall be granted to lead DE.

(Bhavna Kalia)
DJ-1 (South-East), Saket Court
New Delhi/25.07.2026(sk)

At 4:00 pm

8. This is an application seeking waiver of cost imposed upon the defendant by this court on 21.05.2026.
9. Ld. Counsel for defendant has submitted that on

21.05.2026, the cost was imposed only due to non-availability of the main counsel of defendant. It is further submitted that the counsel was not present on that day due to his own personal works and that he was out of station. It is further submitted that the defendant has been facing severe financial hardships and lacks the means to pay the cost.

10. On the other hand, Ld. Counsel for plaintiff has strongly objected the same submitting that it was the delaying tactics adopted by the defendant. It is further submitted on behalf of Ld. Counsel for plaintiff that neither plaintiff nor his counsel was informed about any such adjournment supposed to be requested before this Court. It is further submitted by Ld. Counsel for plaintiff that he left all his work to get the plaintiff's witness examined on that day and had waited along with the witness in the Court.

11. Submissions heard.

12. The cost imposed by this Court was after giving due consideration to the proceedings in the case and the Court has to balance the convenience of both the parties. There is no concrete reason made for the non-availability of Ld. Counsel for defendant. Accordingly, the application for waiver of cost filed by the defendant is dismissed.

13. List for purpose fixed on **05.09.2026**.

(Bhavna Kalia)
DJ-1 (South-East), Saket Court
New Delhi/25.07.2026(sk)