

13 CS 135/19

NAURANGI Vs. TIRATH RAJ SINGH AND ANR

02.05.2024

At 11:08am

Present: Sh. Rajneesh Kapoor, Ld. Counsel for the plaintiff along with son of the plaintiff namely Mahesh Kumar in person.
Sh. Chaudhary Rabindre Singh, Ms. Jyoti and Ms. Preeti Garg, Ld. Counsels for D-1 and D-2.

Matter is listed for PE. No PW is present.

Evidence affidavit of PW Naurangi and application u/s 151 CPC for calling the report of FSL filed. Copy already been supplied.

Copy of list of witnesses of plaintiff supplied to Ld. counsel for the defendants.

Ld. counsel for the plaintiff submits that PW Naurangi is not present today. Adjournments sought.

In the interest of justice, one more opportunity is granted to plaintiff to lead PE on the NDOH positively.

Ld. counsel for the plaintiff submits that FSL report is not ready and as per his knowledge the same has also not been filed in the case/FIR No.118/2020, registered at PS Harsh Vihar. Ld. counsel for the plaintiff, on instructions submits that plaintiff be allowed to withdraw the present application with the liberty to file application for taking the FSL report on record as and when the same is ready and file in criminal case.

(2)

In view of the submissions of Ld. counsel for the plaintiff, application u/s 151 CPC is hereby **dismissed as withdrawn.**

Plaintiff would be at liberty to file an appropriate application to produce the FSL report in the present case at the relevant stage.

Application u/s 151 CPC is accordingly disposed off.

Put up for PE on **01.08.2024.**

Date is given as per the convenience of the Ld. counsels.

(Deepanker Mohan)
District Judge-04
Shahdara District/KKD Courts/Delhi
02.05.2024.