

SUMAN LATA @ LATA DEVI Vs. JAI BHAGWN MALIK

16.08.2024

Present : Sh. Varun Verma, proxy Counsel for Plaintiff.
Defendant in person with ld. counsel Sh. Atul Sharma.

Matter is listed today for arguments on application of Plaintiff to take on record the documents as per List.

Proxy counsel for plaintiff submits that he is not aware about the facts of the present matter and main counsel is busy in another court.

Ld. Counsel for Defendant submits that he is ready to argue upon said application without filing any reply.

Proxy counsel for plaintiff seeks pass over to call the main counsel.

Be awaited.

District Judge-03 (Shahdara),
KKD Courts, Delhi.

At 12.34 PM

Present : Sh. Varun Verma, proxy Counsel for Plaintiff.
Sh. R. K. Pandey, Ld. counsel for plaintiff (through VC).
Defendant in person with ld. counsel Sh. Atul Sharma.

Aforesaid application is treated as an application under Order 7 Rule 14 CPC.

Perusal of said application shows that no reason whatsoever has been mentioned in the application as to why these documents were not filed previously.

Ld. Counsel for Plaintiff seeks an adjournment to file relevant citations in support of his application.

Adjournment is strongly opposed by ld. counsel for defendant, who states that earlier also Plaintiff has filed an application to recall Order dated 19.04.2023, whereby the right of Plaintiff to lead evidence was closed by Order and vide Order dated 03.11.2023, Plaintiff was given another opportunity to lead PE subject to payment of costs of Rs.20,000/- and said costs was not paid and PE was again closed on 22.03.2024. Matter was fixed for DE for NDOH. However, in between, Plaintiff has moved the instant application to file additional documents on record.

Heard. Record perused.

It appears that Plaintiff is deliberately trying to prolong the matter.

Ld. Counsel for Plaintiff submits that one last opportunity may be given to him to file relevant citations on record.

Matter is adjourned subject to costs of Rs.2,000/-, which shall be paid by Plaintiff to be paid to other side.

Put up for consideration on said application on 30.09.2024.

(MOHAMMAD EHTESHAM)
District Judge-03 (Shahdara),
KKD Courts, Delhi. 16.08.2024.