

25.10.2025

Present: Sh. Ayush Acharya, Ld. Counsel for plaintiff.  
Sh. Ranjeet Sharma, Ld. Counsel for defendant along with defendant.

Matter is fixed for DE. However, evidence by way of affidavit could not be uploaded due to some personal difficulties with the counsel for defendants. It is submitted that advance copy of evidence already served to the plaintiff on yesterday.

At this stage, Ld. Counsel for plaintiff submits that he has receipt unsigned copy of affidavit.

In view thereof, defendant is directed to serve copy of evidence by way of affidavit as per law. Let, last order be complied with.

At this stage, Ld. Counsel for plaintiff submits that DE may be recorded through appointment of Local Commissioner at his cost. Heard. Not opposed.

In view thereof, Ms. Smriti Singh, Enrl. No. D-7327/2020, Chamber No. 321, Lawyers Chamber, Dwarka Court, New Delhi-110075, mobile no. 9650334997 is appointed as Local Commissioner (earlier appointed LC in terms of order dated 05.07.2025 for PE) for the purpose of recording of evidence at the cost of plaintiff with following directions: -

- 1) Local Commissioner shall record and conclude defence evidence within two months within Dwarka Court complex itself as per mutual agreement between the parties and first date for DE before Ld. LC is 01.11.2025. If due to any reason Ld. LC or any party is not available on scheduled date, they are at liberty to fix any other date as per mutual convenience;

- 2) Fees of the Local Commissioner is fixed for Rs.10,000/- per day (for 3 hours) for recording of defence evidence, which shall be exclusively born by the plaintiff;
- 3) All miscellaneous expenses i.e. Steno, room booking, if any, etc. shall be born by the plaintiff;
- 4) Both parties shall cooperate/coordinate with the Ld. LC ensuring the smooth completion of the entire defence evidence.
- 5) Ahlmad of this Court shall further ensure availability of record for the purpose of recording evidence. Diet money shall be paid on spot.
- 6) Local Commissioner shall ensure that, Court file should be intact and no document should be taken out of that;
- 7) It is clarified that no adjournment shall be sought by the parties during above proceedings.

Local Commissioner shall file his report on completion of DE within 7 days.

Put up for report of Ld. LC on **17.01.2026**.

Copy of the order be given *dasti* to both parties as well as to Ld. LC, as prayed.

(SHILPI M JAIN)  
DJ-05 (SW)/Dwarka Courts  
New Delhi: **25.10.2025** (GM)