

CS. No.392/17
Hem Chand Jain vs. Baljeet Singh & Ors.

18.09.2019

Present: Sh. Manish Bansal, counsel for the plaintiff.
Sh. Deependra Hooda, counsel for the defendants.

PW's Draftsman Sh. P.P. Verma and Sh. Sarwan Kr. Jain are present for their examination. However, the counsel for the defendants has strongly opposed the examination of said witness by plaintiff on the ground that name of these two witnesses are not mentioned in the list of witnesses filed by the plaintiff and without seeking permission of the court, the plaintiff cannot be allowed to examine the said two witnesses. Admittedly, the names of these witnesses are not in the list of witnesses filed by the plaintiff, therefore, in view of the objection raised by the counsel for the defendants, the counsel for the plaintiff states that he will move appropriate application in this regard. Let the advance copy be supplied to the counsel for the defendant so that the said application can be argued on the next date.

The witnesses present today are discharged unexamined. Diet money of Rs. 300/- is paid to the witness Draftsman Sh. P.P. Verma.

Two separate speed posts issued by Sh. Suraj Prakash Aggarwal, Translator are received by this court. The grievance of the said Sh. Suraj Prakash Aggarwal is that he never done any translation from Urdu language to English language and

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the plaintiff has filed the translation purportedly to be translated by Sh. Suraj Prakash Aggarwal, therefore, a cost of Rs. 25,000/- be imposed upon the plaintiff.

Counsel for the plaintiff stated that due to typographical mistake in the notice issued to the Translator, it might have been mentioned that he has translated from Urdu language to English language and in fact this witness has translated from Hindi language to English language.

In view of aforesaid clarifications, there is no merit in the prayer as made by Sh. Suraj Prakash Aggarwal, Translator, as mentioned in the aforesaid applications received by this court and same are hereby dismissed. Plaintiff is directed to take the fresh steps to summon the Translator after giving the complete particulars of the documents.

Put up on **19.11.2019**.

(Balwant Rai Bansal)
ADJ-05(SW)/Dwarka Courts
18.09.2019