

16 CS DJ ADJ 392/17
Hem Chand Jain vs. Baljeet Singh & Ors.

23.02.2024

Present: Sh. Manish Bansal and Sh. Robin Bansal, Ld. Counsel for
plaintiff.

Sh. Dipender Kumar, Ld. Counsel for defendant.

Matter is fixed for DE. DW-1 is also present. However, adjournment sought on behalf of defendant on the ground that, DW-1 has not brought the originals to be tendered.

Ld. Counsel for defendant further submits that, DW-1 is relying upon certain documents i.e. to be brought by the summoned witness. He further sought some time to file appropriate application for summoning of record as relied upon by DW-1 in his evidence by way of affidavit.

Since, matter is above 5 years old, this court took clarification on relevancy of each witness in list of witnesses filed on behalf of the defendant no. 1 thereby containing detail of 10 witnesses. After making some submissions, Ld. Counsel for defendants submits that, witness no. 7 and 8 may be dropped from the list of witnesses and liberty to file certified copy for the sale deed dt. 04.01.1985 may be given.

Submissions heard.

Witness no. 7 and 8 are dropped from the list of witnesses and defendant is permitted to file certified copy for the sale deed dt. 04.01.1985 as the photocopy of the same is already on record.

At this stage, Ld. Counsel for plaintiff objected the relevancy of witness no. 4, 5 and 9 in the list of witnesses. Ld. Counsel for defendant sought some time to give clarification on the same.

Record is voluminous. **Ahlmad is directed to arrange the file. Ld. Counsel for both parties are also requested to assist Ahlmad for the same.**

Put up for DE on **08.05.2024.**

(SHILPI M JAIN)
ADJ-05 (SW)/Dwarka Courts
New Delhi: 23.02.2024