

**CS. No. 656/17**  
**Nirmala Gupta vs. Rajesh Kr. Garg & Ors.**

28.08.2019

Present: Sh. Gaurav Gaur, counsel for plaintiff.  
Sh. Sandeep Chaudhary, counsel for defendant nos. 1 & 2.  
Sh. Pradeep Kumar, counsel for defendant nos. 3 & 4 alongwith defendant nos. 3 & 4 in person.

The counsel for the plaintiff stated that he does not want to file any reply to the application U/o. 8 Rule 1A(3) CPC moved by defendant nos. 3 & 4 and submitted that subject to cost, same may be allowed.

By way of the said application, the defendant nos. 3 & 4 seek permission to place on record the additional document i.e. copy of electricity connection installed at the suit property. The said fact find mentions in para no.10 of the preliminary objection of the WS filed by defendant nos. 3 & 4. Moreover, it is not in dispute that defendant nos. 3 & 4 are in possession of the suit property and the said document is a public document and considering the no objection of the counsel for the plaintiff, the application is allowed subject to cost of Rs. 1000/- upon defendant nos. 3 & 4 to be deposited with Indian Army Welfare Fund (Battle Casualties).

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The case is also fixed today for DE. The counsel for the defendant nos. 1 & 2 stated that evidence by way of affidavit of defendant no.1 is already on record and the said defendant nos. 1 & 2 will examine only defendant no.1 apart from other summoned witnesses. He submitted that defendant no.1 was present in the court but he has left with the permission of the court due to some urgent registration work. Accordingly, case is adjourned for DE qua defendant no.1.

Put up for **DE** on **19.11.2019**.

(Balwant Rai Bansal)  
ADJ-05(SW)/Dwarka Courts  
28.08.2019