

Suit No: 612897/16

Atul Kumar & ors vs Bimla Devi & ors

24.07.2019

Present: Sh. Vineet Sharma, counsel for plaintiff.  
Sh. S.K Khanna, counsel for defendant no. 2, 3 and 4.  
Defendant no. 1 has already expired.  
Sh. S. Chatterjee, counsel for defendant no. 5 and 6.

PW-2 Sh. Atul Kumar further cross-examined on behalf of defendant no. 2 to 4, not cross-examined on behalf of defendant no. 5 and 6 despite opportunity and discharged.

Counsel for plaintiff seeks permission to summon the witness ie. Record clerk from the office of Sub Registrar-II, Basai Darapur, New Delhi with record of Indemnity Bond as mentioned at Sr no. 2A in the list of witnesses filed on 11.02.2014.

After initial arguments raised on behalf of both parties, counsel for defendant no. 2 to 4 submits that he has no objection in case permission is granted to summon the said witness. It is further stated that as defendant no. 5 and 6 are supporting to the claim of plaintiff, therefore, they shall cross-examine the said witness first.

Considering the entire submissions, plaintiff's request is allowed and he is at liberty to summon the said record from the office of Sub Registrar-II as mentioned in the list of witnesses on filing of PF. Diet money be paid at the spot.

The submission that who shall cross-examine the witness first shall be decided on next date of hearing.

Be listed for remaining entire PE on 27.11.2019.

Sugandha Aggarwal  
ADJ-07/West/Delhi