

Civ DJ 419/22

SH GURBIR SINGH Vs. JASMINE KAUR AND ORS

14.05.2025

Present: Sh. Kuljeet Rawal, Ld counsel for plaintiff alongwith
PW Mrs. Bhupinder Kaur and PW-1.

Sh. R.K. Bedi, Ld counsel for defendants alongwith
defendant no. 1.

Case is at the stage of PE.

One application u/s 151 CPC has been moved on behalf of
defendants for recalling of order dated 02.04.2025. Copy of same is
supplied to opposite side. Put up for reply and arguments on the same
on next date.

Matter is also fixed for cross-examination of PW-1 for
today, however, ld counsel for defendants submits that due to some
mistake on the website of the Court, he was under the impression that
Court is on leave and due to said reason, he is not ready for cross-
examination of PW-1.

Request is made on behalf of plaintiff for recording of
evidence of PW-1 and PW-Bhupinder Kaur through Ld. Local
Commissioner. Ld counsel for defendants submits that he has no
objection for the same.

Accordingly, Sh. Vinay Kumar Gupta (Ld. Principal
District & Sessions Judge, (Retd.)) (Mob. No. 9910384701) is hereby
appointed as the Ld. Commissioner to examine the PW-1 and PW-
Bhupinder Kaur. The fees of Ld. Commissioner is fixed @ Rs. 10,000/-
per day for a maximum time of 2 hours with 10% clerkage charges. In

case on the day of examination, either of the parties seeks adjournment then such party shall have to bear the fees of Id. Local Commissioner besides other mentioned charges. The evidence shall be recorded at Tis Hazari Courts or any other place as per convenience of Ld. Commissioner. Plaintiff shall bear the expenses of Ld. Commissioner for recording of plaintiff's evidence alongwith clerkage charges. In case evidence is recorded outside Tis Hazari Courts then plaintiff will have to bear the extra cost of Rs.1000/- per date as conveyance charges to Ahlmad. The fees shall be paid on day to day basis.

The parties may take the details from Ahlmad of the Court and may seek appointment from Ld. Commissioner for the date and time convenient to both the parties as well as Ld. Commissioner.

Copy of this order alongwith ordersheet be sent to Ld. Commissioner and also be given *dasti* to both parties. Accordingly, this application is disposed off.

Matter be put up on **30.07.2025**.

(Dharmender Singh)
District Judge-01 (West), THC,
Delhi/14.05.2025