

Civ DJ No. 13012/16
Sunny Johar & ors. vs. Jagdish Verma & ors.

12.08.2022

Present : Sh. Atul Prabhat, ld. counsel for plaintiff.
Sh. Dharmender Kumar, proxy counsel for defendant no.1.
Sh. Sanjay Aggarwal, ld. counsel for defendant nos.2 to 4.
PW-2, Sh. Sevajit, Record Attendant from Department of Delhi Archives, NCT of Delhi alongwith summoned record. He is examined, cross-examined and discharged. Diet money paid.
Another summoned witnesses Sh. Surjeet Singh, UDC from A & C Department, West Zone Ashok Nagar, MCD as well as Sh.Devender Kumar, Junior Assistant, SR-II, Basai Darapur, Delhi are present. However, at this counsel for plaintiff submits that he does not want to examine these witnesses and wants to drop them. In view thereof, the aforesaid two witnesses are dropped from list of witnesses. Diet money paid.
An application under Section 151 CPC moved on behalf of defendant no.1 seeking recalling of order dated 12.05.2022 whereby, right of defendant no.1 to cross-examine PW-1 was closed.
Counsel for plaintiff objected to the same, however, at this stage, he submits that he has no objection if the application is allowed subject to imposition of cost.
Keeping in view the no objection of counsel for plaintiff and just to meet the ends of justice, application under Section

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151 CPC is allowed, subject to cost of Rs.3,000/- upon the defendant no.1 to be paid to the plaintiff by the next date.

Put up for cross-examination of PW-1 on **18.10.2022**.

(Manish Sharma)
Additional District Judge-01(West)
Tis Hazari Courts, Delhi