

CS No. **873/16**

22.01.2018

Present : Ms. Gyan Mitra, Ld. Counsel for plaintiff  
along with plaintiff.

Sh. R.K. Soankiy, Ld. Counsel for defendant.

Ld. Counsel for defendant has submitted that he wishes to withdraw his application under Order 13 Rule 1 read with Section 151 CPC as he will confront the witness with the newspaper during his cross examination.

Ld. Counsel for plaintiff has per contra, submitted that the application under Order 13 Rule 1 CPC is not maintainable and in case the witness is confronted with the newspaper, she will raise objections in this regard.

In view of the submissions of Id. Counsel for defendant, the application under Order 13 Rule 1 read with Section 151 CPC stands withdrawn.

Ld. Counsel for plaintiff is at liberty to raise objections in accordance with law, in case the witness is confronted with document i.e. Newspaper during his cross examination.

Though, PW – 1 is present, cross examination could not be recorded as only one stenographer has been provided to this court and he is busy in recording evidence in Suit No. 2872/16.

Re-list the matter for cross of PW-1 on 18.04.2018.

(Shuchi Laler)  
ADJ-04(East District) KKD  
Delhi/22.01.2018