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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 186/1980**

TARUN KUMAR

..... Plaintiff

Through: Mr. K. K. Buchar, Adv alongwith
plaintiff in person.

versus

AJAY KUMAR & ANR

..... Defendants

Through: Mr. Suyash Singh, proxy counsel for Mr.
Raka B. Phookan, Adv for D-2.
Mr. Rakesh Saini, Adv for D3 & 4.
Mr. Rajiv Bahl, Adv for two LR's of D-8
namely Sudarshan Kumar & Anil
Kumar.

CORAM:

**SH. RAJ KUMAR TRIPATHI (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

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26.05.2018

Amended Memo of Parties filed by plaintiff is under office
objections.

Counsel for plaintiff to check up with the registry, remove the
objections and get the Amended Memo of Parties placed on record
within a week.

List of witnesses filed on behalf of defendants 3 & 4 (i).

Affidavit of evidence of Mr Vinay Kumar filed on behalf of
defendant No.2.



Evidence affidavit of Mr. Vinay Kumar filed on behalf of defendants 3 & 4 (i).

No DW present.

Adjournment is sought on behalf of defendant No.2 on the ground of non availability of the witness as well as the main counsel.

Strongly opposed for absence of defendant's witness.

Cost of Rs 10,000/- is imposed upon defendant No.2 for seeking adjournment in the case and for non examination of any witness today. In the interest of justice, matter is adjourned.

Learned counsel for plaintiff submits that in the list of witnesses filed by defendant No.2, defendant has mentioned names of 62 witnesses and out of them, affidavit of only one witness has been filed. He further submits that defendant No.2 may be directed to file the affidavit of all the witnesses whom the said defendant proposes to examine.

Learned counsel appearing on behalf of defendant No.2, on instructions from the main counsel-Mr. Raka B. Phookan, submits that the defendant No.2 wants to examine only one witness i.e. Mr. Vinay Kumar, whose affidavit has already been filed in the Court. He further submits that besides him, defendant No.2 does not wish to examine any other witness. The said statement made by counsel is taken on record.

List the matter for examination and cross examination of Mr. Vinay Kumar on 30.08.2018 at 2:15 PM.



Renotify for remaining defendants' evidence on 15.09.2018.

SH. RAJ KUMAR TRIPATHI (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 26, 2018

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