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

+ **CS(OS) 2658/2013**

SANTOSH KUMAR ARORA Plaintiff

Through: Mr.Sumit Jidani Advocate

versus

REETA ARORA Defendant

Through: Mr.Harsh Ahuja & Mr. Kushal Kr.
Advocates

CORAM:

**SH. RAKESH PANDIT (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

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18.04.2018

The defendant has not filed the list of witnesses as well as affidavit in evidence. The defendant has also not filed the proof towards deposit of cost.

No witness of the defendant is present. Learned counsel for the defendant submits that he has deposited cost with Lok Nayak Hospital on 21.03.2018. He further submits that the affidavit in evidence of the witness was signed only yesterday and also filed with the registry yesterday only. However, the same is not on record. Learned counsel for the plaintiff submits that he has not received the copy of the same. Copy of the same has been supplied to learned



counsel for the plaintiff today in the court.

Learned counsel for the plaintiff submits that this is a technique adopted by the defendant to delay the matter and defeat the date for which the evidence was fixed.

I have gone through the order dated 28.02.2018 of the Hon'ble Court. As per the said order, there was a direction to the defendant to file the evidence by way of affidavit within the period of four weeks and the same has not been complied with. In these circumstances, the right of the defendant to lead evidence is hereby closed.

The matter be placed before the Hon'ble Court for further directions on 02.05.2018.

SH. RAKESH PANDIT (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 18, 2018
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