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

+ CS(COMM) 1499/2016

M/S DABUR INDIA LTD. Plaintiff

Through: Ms. Saloni Kasliwal, Advocate

versus

M/S ALKA AYURVEDIC PVT. LTD. Defendant

Through: Mr. M.K.Miglani, Advocate

CORAM:

**JOINT REGISTRAR (JUDICIAL) Dr. AJAY
GULATI (DHJS)**

ORDER

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09.01.2024

I.A. No. 545/2023 filed on behalf of the plaintiff under Order XVI Rule 1 r/w Order XVIII Rule 1B and Section 151 CPC for substitution of plaintiff's witness.

Issue notice.

Notice accepted by ld. Counsel for the defendant.

Ld. Counsel for the defendant submits that he has no objection if the application is allowed subject to the submission that if the previous witness had been cross examined i.e. Mr. B.K.Gupta, his cross examination should form a part of the evidence.

Ld. Counsel for the plaintiff submits that so far as her knowledge goes, Mr. BK.Gupta was not cross examined but in case he was cross examined, plaintiff has no objection to his cross examination being read in evidence. Application is allowed. IA stands disposed off.



Affidavit of evidence of substituted witness be filed within six weeks. Advance copy of the same be supplied to Id. Counsel for the defendant. Physical copy of the affidavit be also filed. Put up for PE on 09.04.2024.

**AJAY GULATI - I (DHJS),
JOINT REGISTRAR (JUDICIAL)**

JANUARY 9, 2024/sk

Click here to check corrigendum, if any