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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 12/2016**

M/S SHRI SAI NATH ENTERPRISES & OTHERSPlaintiff

Through: **Mr. Amit Kumar Pandey, Adv.**

versus

NORTH DELHI MUNICIPAL CORPORATION & ANR

.....Defendant

Through: **Mr. Mukesh Gupta, SC, MCD with
Mr. Vijay Ahlawat, JE and Ms.
Shalini Gupta, Mr. Arnav Gupta, Advs.**

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

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16.08.2024

Matter is taken up through physical hearing as well as video conferencing.

The present case has been transferred from the Court of Ld. Joint Registrar (Judicial) Ms. Priya Mahendra vide Order dated 28.06.2024 issued by Ld. Registrar (Original & JJ Sectt.).

Ld. Counsel for defendant has stated that he has deposited the previous cost of Rs. 2000/- in Delhi High Court Legal Services Committee. Receipt of the same be filed with the Registry. Plaintiff has not deposited the previous cost. He is directed to deposit the previous cost and to file the receipt with the Registry.

Ld. Counsel for defendants has stated that admission/denial and marking of exhibits has already been done in this case but case was kept pending for filing of revised Joint Document Schedule by the plaintiff which has not been filed till date.

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Perusal of Order dated 06.09.2016 reveals that part admission/denial was done on said date and documents of plaintiff were exhibited from Ex. P-1 to Ex. P-19. Perusal of Order dated 26.11.2018 reveals that remaining admission/denial qua documents of defendants was done on the said date and documents of defendants were exhibited from Ex. D-1 to Ex. D-19.

Perusal of Order dated 10.05.2019 reveals that admission/denial was conducted qua additional documents of plaintiff and the additional documents were exhibited from Ex. P-1 to Ex. P-27.

Ld. Counsel for defendants has stated that admission/denial and marking of exhibits has been completed but due to confusion in the marking of documents as well as additional documents of plaintiff from Ex. P-1 to Ex. P-19 twice (as same marks were given to the documents as well as additional documents), the plaintiff was directed to file revised Joint Document Schedule in terms of order dated 15.02.2024 of the Ld. Predecessor but till date, the said order has not been complied.

At request, last opportunity is granted to plaintiff for filing revised Joint Document Schedule after compiling all the documents and additional documents as per previous orders, within four weeks. Plaintiff is directed to deposit previous cost in Delhi High Court Legal Services Committee and to file receipt of the same on record before next date of hearing.

Keeping in view the fact that admission/denial has already been done physically on the judicial file, matter be placed before Hon'ble Court further directions qua framing of issues with connected matter CS(COMM) 11/2016 on 26.09.2024.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

AUGUST 16, 2024/sm