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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(OS) 18/2017

CHAND VIR SINGH & ANR

..... Plaintiff

Through Ms Garima Prashad, Advocate

versus

PRITAM SINGH & ORS

..... Defendant

Through Ms.Tamali Wad, Advocate for D-1 to 6.

Mr Pradeep Sehrawat, Advocate
for D-17 to 23.

CORAM:

SH. ANIL KUMAR (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

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28.05.2019

CS(OS) 18/2017

As per affidavits of Admission / denial of documents filed by plaintiff & D-1 to 6 qua each other, they have admitted only 01 document filed by each other.

D-8 to 9 has admitted 06 documents filed by plaintiff. These documents are marked as Ex.P1 to P6.

Document filed by D-1 to 6 & admitted by plaintiff is marked as Ex. D1.

Learned counsel for D-8 & 9 submits that D-8 & 9 have not filed any document.

Document filed by plaintiff & admitted by D-1 to 6 in the affidavit is not traceable on record.

At this stage, learned counsel for plaintiff seeks time for tracing

this document.

At this stage it is submitted by learned counsel for D-8 & 9 that documents filed by plaintiff in response to IA no. 11486/18 were not supplied to him. Learned counsel for plaintiff submits that he will supply these documents during the course of the day.

D-8 & 9 are granted two weeks time for filing affidavit of Admission / denial of aforesaid documents.

Time granted.

List for remaining Admission / denial of documents on 1.8.19.

IA No. 14386/18 filed by plaintiff u/O 11 Rule 12 & 14 r/w 151CPC for direction for discovery/production of documents)

Present IA is filed by plaintiff u/O 11 Rule 12 & 14 r/w 151CPC for direction to D-1 to 6 to make discovery on oath/production of document i.e. sanction building plan on which basis they are carrying out construction or planning to carry out construction.

This is a suit for partition & permanent injunction. In my opinion document sought to be produced or discovered on oath is not relevant to any issue involved in present matter. Hence, present IA is dismissed.

**ANIL KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MAY 28, 2019/gk