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

+ CS(COMM) 65/2020

ESSJAY ERICSSON PRIVATE LIMITED

.....Plaintiff

Through: Mr. Anil Hajela and Mr.
Saurav Gupta, Advs
alongwith PW1
Mr.Pradeep Kumar.

versus

ELCOM INNOVATIONS PRIVATE LIMITED

.....Defendant

Through: Mr. Saif Khan, Mr.
Prajwal and Mr.
Kushwana, Advs.

Commenced at 12:19 pm

Concluded at 01:03 pm.

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CORAM:

JOINT REGISTRAR (JUDICIAL) MS. SWATI KATIYAR

ORDER

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19.03.2026

1. Matter is listed for cross-examination of PW-1. However, Ld. counsel for defendant submits that he has received a copy of application from Ld counsel for plaintiff for interrogatories and hence, it is requested that deferment may be granted for cross-examination of PW1, as the outcome of the application may prejudice the right of the defendant.

2. Ld counsel for plaintiff submits that the said application is not yet listed and even the notice of the application has not been issued. It is further submitted that the said application pertains to only one document which is already on record and cross-examination may be conducted regarding the other aspects.



It is further submitted by counsel for plaintiff that the Plaintiff's witness is an old person aged about around 80 years and he has come from Kolkata only for his cross-examination. Hence, it is requested that atleast the cross-examination of the witness may be started today.

3. I have considered the submissions. As on record, there is no application yet filed by the plaintiff to serve interrogatories upon defendant. As and when any such application is listed, the same shall be considered.

4. Keeping in view the submissions made, old age of the witness and the fact that he has travelled from Kolkata to attend the hearing, at this stage, no ground is made out for deferment of cross-examination of witness. Hence, the cross-examination is proceeded further.

5. PW1 Mr. Pradeep Kumar has been partly cross-examined and his remaining cross-examination is deferred at request of Ld counsel for defendant, who submits that the subsequent questions are fact based and he needs some time to further cross-examine the witness.

6. Put up for further cross-examination of PW1 on **10.07.2026**. Date fixed at request of witness as he has to travel from Kolkata and it is stated that there are elections in Kolkata from April to May.

**MS. SWATI KATIYAR,
JOINT REGISTRAR (JUDICIAL)**

MARCH 19, 2026/bk