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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 545/2010**

M/S SUSHIL KUMAR AND COPlaintiff

Through: Ms. Rajasree, Adv.

versus

DELHI DEVELOPMENT AUTHORITY AND ANR

.....Defendants

Through: Mr. Narender Kumar, AE
(Consultant), DDA in person

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **29.01.2025**

CS(OS) 545/2010

1. The matter is listed today for DE. As per office note, e-copy of Evidence Affidavit of DW1 is lying under objections.
2. Vide order dated 23.09.2024, it was recorded that Evidence by way of Affidavit of DW1 was lying under objections. The defendants had failed to render any plausible explanation for not taking requisite steps for Evidence Affidavit of DW1 to come on record despite having sufficient time. However, in the interest of justice and subject to imposition of cost of Rs.4000/- upon the defendants to be paid to the plaintiff, last and final opportunity was granted to the defendants to take requisite steps to bring Evidence Affidavit of DW1 on record. The defendants were also directed to ensure that physical copy of DW1 is also on record on the next date of hearing i.e. today. Despite the aforesaid order, Evidence Affidavit of DW1 is still lying under objections. Cost of Rs.4000/- has also not been paid to the plaintiff. Even, physical copy of Evidence Affidavit of DW1 has not been filed by the



defendants till date.

3. It be noted that no List of Witnesses has been filed by the defendants in the present matter. On the last date of hearing, it was recorded that matter is pending disposal since the year 2010 and needs to be disposed of expeditiously, and it was also clarified that no adjournment will be granted to the parties in the future unless absolutely necessary. Despite the same, the defendants have not taken requisite steps for leading DE for which no plausible explanation is furnished today. In view of aforesaid, DE is ordered to be closed.

4. In view of above and at the request of the plaintiff, the matter may be placed before the Hon'ble Court on 03.03.2025, for further directions.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
JANUARY 29, 2025/ab

[Click here to check corrigendum, if any](#)