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

+ **CS(OS) 496/2021**

DR. (MRS.) MEENAKSHI DUBEY

.....Plaintiff

Through: Mr Pushkar Sood & Mr. Satya
Prakash Singh, Advs. for plaintiff
with husband of plaintiff Mr. N.K.
Dubey.

versus

MR. PANKAJ AGGARWAL

.....Defendant

Through: Mr. Rajesh Gupta & Mr. Sumit,
Advs.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

13.12.2022

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CS(OS) 496/2021 &

**I.A. No. 15700/2022 (u/S 151 CPC on behalf of plaintiff
seeking direction to send document no.2 filed by plaintiff
alongwith replication to CFSL for purpose of comparison
of handwriting of defendant)**

1. The matter has been taken up today before undersigned in view of order dated 09.12.2022 passed by the Hon'ble Court for carrying out admission/denial of the diary in question.
2. It is submitted that the main matter is coming up for hearing before the undersigned on 10.01.2023.
3. At request of Ld. Counsel for plaintiff, original diary has been produced by husband of plaintiff. Photocopy of the entire diary is also produced before undersigned and one photocopy of same has been supplied to the defendant.



4. Ld. Counsel for defendant has submitted that defendant has perused the original diary as well as photocopy of the same.
5. At the request of Ld. Counsel for plaintiff, contents written on 27th & 29th May, 1995 and 1st, 2nd, 3rd and 5th June, 1995 at pages 70 to 74 of the diary are put to the defendant for admission/denial and the defendant has submitted that the said contents are seemingly in his own handwriting on the his mother's dictation and he has accordingly admitted the said pages of the diary and photocopy of said page nos.70 to 74 of the diary are being exhibited as Ex.P-1 to Ex.P-5, respectively.
6. Ld. Counsel for defendant has submitted as the original diary has been produced today and hence, the defendant intends to explain about some of the pages of the diary relevant to present matter. Not opposed. The defendant has submitted that contents for 28th February, 1995 at page 33, for 3rd & 7th March, 1995 at page 35 and for 29th & 30th December, 1995 at page 162 of the diary are in handwriting of his mother Mrs. Indra Aggarwal and he has admitted the aforesaid pages of the diary and hence, photocopies of page nos.33, 35 & 162 of the diary are being exhibited as Ex.P-6, Ex.P-7 & Ex.P-8, respectively. Admission/denial with respect to the diary in question stands concluded.
7. Original diary has been returned to husband of plaintiff and photocopy of the same is kept on record.
8. Ld. Counsels for both the parties have submitted that the matter may be placed before Hon'ble Court where they would make their further submissions.



9. At joint request and as admission/denial of the diary in question has been concluded in compliance of order dated 09.12.2022 passed by the Hon'ble Court, let the matter be placed before Hon'ble Court for further directions on **16th December, 2022.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)
DECEMBER 13, 2022/v
Click here to check corrigendum, if any