



\$~41

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

+ TEST.CAS. 58/2019

VARUN KHULLAR

.....Petitioner

Through: Mr. Rohit Nagpal, Advocate

versus

STATE AND ORS.

.....Respondents

Through: Mr. Raghav Anand, Advocate for R-3
& R-4

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

%

22.01.2026

I.A. 1782/2026

1. This Application has been filed by the Respondent No.3 under Section 151 of the CPC seeking directions for recording of evidence through video conferencing in terms of the Order dated 29.02.2024, passed by this Court.
2. This Court *vide* Order dated 29.02.2024 in I.A. No.857/2024 in the present matter, passed the following Order:

“10. Considering that the applicant/respondent No. 3 is based in U.S.A. and there is a facility of recording of evidence through video conferencing, the present application is allowed in terms of the following conditions: -

(i) The applicant/respondent No. 3 shall remain present in the Embassy of India, Washington D C, U.S.A. on the date mutually coordinated by the parties.



(ii) The notice shall be given to all the parties at least seven days prior to the recording of evidence.

(iii) The In-charge, Video Conferencing, Delhi High Court be also informed with the request for recording of evidence of the testimony of applicant/respondent No. 3. Learned Joint Registrar is requested to make all the arrangement for recording of evidence of applicant/respondent No. 3 through video conferencing.”

3. In the present Application, it is stated that for reasons beyond the control of the parties, the recording of evidence could not take place. The reasons as to why the evidence could not be recorded on the given dates are mentioned in the Application. It is stated that this Application is being filed on the advice of the Registry of this Court for getting appropriate Orders from the Court so that steps can be taken for the purpose of recording evidence.

4. Learned Counsel for the Respondent No.3 states that evidence can be recorded on 07.04.2026.

5. Let the evidence be recorded on 07.04.2026 in terms of the Order dated 29.02.2024.

6. List before the Joint Registrar on 23.03.2026 for further Orders.

SUBRAMONIUM PRASAD, J

JANUARY 22, 2026

Rahul