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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ TEST.CAS. 16/2008
COL. SURESH CHAND & ANR.

..... Petitioner

Through: Ms.Alka Srivastava, proxy counsel
for Ms.Mala Goel, Adv. for P-1.
Mr.Rajiv Trivedi, proxy counsel for
Ms.Usha Kumar, Adv. for P-2.

versus

STATE & ANR.

..... Respondent

Through: Ms.Mahima Bahl, Adv. for LR's of R2

CORAM:

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

ORDER

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25.05.2016

I.A. No.25775/2015 filed by respondent No.2 under Section 151 CPC seeking amendment in their list of witnesses.

Vide this list, respondent No.2 wants to add six new witnesses in part-B of their list and one witness to be substituted in Part-D.

As far as witness of Part-D is concerned, it is stated that earlier Part-D witness Satish Dayal died and in place of him his son Anuj Dayal is to be substituted whose cross-examination is already under way. As far as this Part-D witness is concerned his substitution is allowed.

As far as Part-B witnesses are concerned, the same are well in the knowledge of respondent No.2 when the list of witnesses was filed.

However, considering the relevance of the witnesses, the same is taken on record subject to cost of Rs.3000/- payable to petitioners No.1 and

2 equally.

I.A. stands disposed of.

TEST.CAS. 16/2008

Matter is pending before the learned Court Commissioner stated to be listed on 10.08.2016.

Be awaited for further report of the Court Commissioner on **07th September, 2016.**

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

MAY 25, 2016/tp