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

+ CS(COMM) 377/2018

PANICKERS TRAVEL INDIA PVT LTD Plaintiff

Through: Mr.Chander Shekhar Patney,
Advocate

versus

CHENNAI PANICKERS TOURS
AND TRAVELS PVT LTD & ANR Defendants

Through: Mr.R.K.Sharma, Advocate for
Mr.K.V.Balakrishnan, Advocate

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **17.02.2020**

I.A. 1277/2020 (by the plaintiff under Order XVI Rules 1 & 2, r/w Section 151 of the CPC for summoning of witnesses)

1. The plaintiff had filed I.A.18085/2019, praying for summons to be issued to the concerned official of the City Civil Court, Chennai, to produce the records pertaining to Suit (OS) 6220/2005 [E.R.C. Panicker vs. Mr.P.Venugopal], which was between the same parties. The Joint Registrar had allowed the said application by an order dated 11.02.2019, subject to payment of costs, and further directions in this regard were given by this Court on 24.10.2019.

2. Learned counsel for the plaintiff states that despite filing of process fee for issuance of summons in terms of the order dated 24.10.2019, the summons were not issued as the process fee was lying under objection.

3. By this application [I.A.1277/2020] a further opportunity is sought to summon the said witness.

4. During the course of hearing, learned counsel for the plaintiff submitted that he has obtained certified copies of the record of the suit from the City Civil Court, Chennai, and seeks leave to place them on record.

5. Learned counsel for the defendants states that if the certified copies of the abovementioned suit are placed on record, the defendants do not have any objection to the same being exhibited, without requiring the production of the original record and proof thereof by an official of the City Civil Court, Chennai.

6. In view of the above, learned counsel for the plaintiff is directed to place the certified copies of the requisite documents on record within one week.

7. The application is disposed of in these terms.

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1. In terms of the above order in I.A. 1277/2020, additional documents are to be filed by the plaintiff within one week.

2. The defendants will file an affidavit of admission/denial in respect of these documents within one week thereafter.

3. List before the Joint Registrar on 06.03.2020, for marking of exhibits.

4. The local commissioner will fix the next date of hearing thereafter.

5. List before Court on 13.07.2020, for monitoring of evidence.

6. The date already fixed, i.e. 18.03.2020 is cancelled.

PRATEEK JALAN, J

FEBRUARY 17, 2020/ 'hkaur'/s