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IN THE HIGH COURT OF DELHI AT NEW DELHI
CS(COMM) 120/2017
M/S. ABW - SUNCITY PROJECTS

..... Plaintiff

Through Ms. Anubha Agrawal, Adv.

versus

M/S. AHLCONS INDIA PVT LTD AND ANR

..... Defendant

Through Mr. Raunak Satpathy, Adv. for D-1.
Mr. Neeraj Yadav, Adv. for D-2.

CORAM:

SANJAY JINDAL (DHJS), JOINT REGISTRAR (JUDICIAL)

O R D E R

% 17.01.2019

IA No. 705/2019 filed by plaintiff for waiver of cost.

Copy already supplied.

Arguments heard.

Learned counsel for applicant submits that on 30.10.2018, when the cost was imposed on the plaintiff, the main counsel for plaintiff was busy before the Hon'ble Supreme Court and therefore the cost imposed on the plaintiff should be waived off.

The application is strongly opposed on behalf of defendant no. 1 and it is stated that keeping in view the conduct of the plaintiff, the cost is quite reasonable. Learned counsel for defendant no. 2 submits that suitable orders may be passed.

Considering the overall facts and circumstances of the case, no ground for waiver of cost is made out. The cost was imposed after

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considering the contention made on behalf of plaintiff on the same ground which is mentioned in the application. Hence, the application is found to be devoid of merits and same is accordingly dismissed.

IA stands disposed of.

IA No. 392/2018 u/sec. 151 CPC filed by plaintiff for modification of order dated 08.12.2017.

In view of the contents and prayer clause of this application, it is clear that the application is in form of an appeal against the order dated 08.12.2017 passed by undersigned. Accordingly, the same shall be put before the Hon'ble Court on future date.

CS(COMM) 120/2017

Pleadings already complete.

Admission/denial already concluded by plaintiff qua documents of defendant no. 1.

Defendant no. 2 has not filed any affidavit of admission/denial.

No one is present on behalf of defendant no. 1.

Be awaited till 12.30 p.m.

**SANJAY JINDAL (DHJS)
JOINT REGISTRAR (JUDICIAL)**

At 12.30 p.m.

Learned counsel for defendant no. 1 states that he will pay the previous cost during course of day.

Learned counsel for defendant no. 1 has admitted four documents of plaintiff which are marked as Ex.P-1 to P-4 and denied

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the rest.

Admission/denial stands concluded.

The parties shall file a comprehensive 'Document schedule' which sets out the admission/denial by both sides as per rules. Parties shall give inspection of their respective documents to each other.

Put up for filing of documents schedule on 13.02.2019.

SANJAY JINDAL (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 17, 2019/pk