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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ TEST.CAS. 4/2022

DINESH CHADUAHRY

..... Petitioner

Through: Mr. Nishant Anand, Ms. Gunjan Bansal,
Adv.

versus

STATE OF NCT OF DELHI & ORS.

..... Respondent

Through: Mr. Tushar Ahuja, Adv. Proxy Counsel for
R-3.
Ms. Yashika Kapoor, Adv. for Vodafone
Idea Limited (Through VC)
Mr. Saurabh Goel, counsel for the
independent objectors- Ms. Meena
Chaudhary Sharma and Sh. Rajiv Lal
Chaudhary (Independent Objectors)

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **30.04.2024**

Matter is taken up through physical hearing as well as video conferencing.

Perusal of Order dated 21.12.2023 reveals that application of plaintiff for seeking permission to dispose off Tata Safari Car has been allowed and petitioner has been directed to deposit the sale proceeds of the car with the Ld. Registrar General within 6 weeks from date of sale. However, Ld. Counsel for petitioner has stated that vehicle could not be sold as it is in the name of deceased Testator and he will move appropriate application for transferring the ownership as per rules. Vide abovesaid order, the Application of petitioner for condonation of delay in filing rejoinder to the objections / Reply of Respondent no.3 has been allowed and rejoinder has been taken on record.

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Pleadings are complete qua Respondent no.3.

Ld. Counsel for *Vodafone Idea Ltd.* has appeared online and stated that she has filed affidavit as per the previous order but the call detail records in sealed cover were not taken by the Registry as there was no order for keeping the call detail records in sealed cover.

Ld. Counsel for *Vodafone Idea Ltd.* is directed to comply the Order of Hon'ble Court dated 05.09.2022 as well as subsequent orders of this Court and to file the call details record as such with the Registry, as it is not mentioned in the Order of the Hon'ble Court that CDR details are required to be kept in sealed cover.

Perusal of file noting reveals that Court Notice has been served upon the other service providers also i.e. *Bharti Airtel Ltd.* and *Jio Communications Ltd., Delhi* but they have not filed any CDR details till date and none has appeared on their behalf.

Court Notice be issued again to *Bharti Airtel Ltd.* and *Jio Communications Ltd., Delhi* as per Order dated 24.11.2023 for filing the call detail records as per the previous orders.

Perusal of file noting further reveals that rejoinder filed by the independent objector to the reply of petitioner are lying under defects. At request, three weeks time is granted to independent objector to remove defects so that it comes on record. Copy be supplied to Ld. Counsel for petitioner.

Be fixed for completion of pleadings and further hearing on 12.08.2024.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

APRIL 30, 2024/sm