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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 647/2010**
ADESH KANWARJIT SINGH BRAR

..... Plaintiff

Through: Ms. Roshni Chatterjee, Adv.

versus

BABLI BRAR & ORS

..... Defendant

Through: Mr. Arjun Dewan, Adv. for D-1.

CORAM:
MS. DEEPALI SHARMA (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER
% **11.05.2017**

The evidence in the matter is recorded before Local Commissioner on 24.03.2017 when the Ld. Local Commissioner directed the plaintiff to file the affidavit of evidence of its witnesses at least 10 days prior to next date of hearing that was 02.05.2017 & 03.05.2017. Subsequently thereto, on 28.04.2017, plaintiff was directed by this Court to file affidavit of evidence of its remaining witnesses positively within one week failing which cost of Rs. 5000/- for non filing of each of the affidavit was directed to be paid to the defendant.

It is stated by counsel for the defendant that the matter was listed before ld. Local Commissioner on 02.05.2017 & 03.05.2017 when the two of the plaintiff's witnesses, whose affidavits were already on record and filed prior to 28.04.2017, were examined and discharged. It is also stated that no further affidavit of evidence has been filed by the plaintiff till date.

Accordingly, plaintiff is granted one final opportunity to file affidavits of evidence of its remaining witnesses within two weeks positively (subject to payment of cost in terms of the order dated 28.04.2017) failing which the right to examine of any further witnesses of the plaintiff, other than whose affidavits are filed within two weeks, shall stand closed automatically.

List the matter awaiting the report of Local Commissioner on **24th July, 2017.**

DEEPALI SHARMA (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 11, 2017/nk