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

+ **CS(OS) 65/2018**

VLS COMMODITIES PRIVATE LIMITED

..... Plaintiff

Through: Ms. Madhavi Khare & Mr.
Apoorva Bhumes, Advs.

versus

**LATE SOMESH MEHROTRA THROUGH (SADHNA
MEHROTRA) & ORS**

..... Defendant

Through: Mr. Yashpal Singh, Adv. for D-1
and D-2 (appeared through VC)
Mr. Hemant Gupta, Adv. for D-4
(appeared through VC)

**CORAM:
JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER

25.04.2025

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**I.A.No. 10453/2025 under Order XVI Rule 1 CPC filed
on behalf of the plaintiff seeking issuance of summons
to two witnesses)**

1. It is submitted that the matter is coming up before this Court on 13/05/2025.
2. File is taken up today on listing of the captioned IA.
3. It is submitted that evidence in this matter is being recorded before learned Local Commissioner and the next date before learned Local Commissioner is 14/05/2025.

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4. Learned counsel for the defendant nos.1 & 2 accepts notice of the captioned IA and submits that the name of



the second witness, not mentioned in the list of witnesses filed by plaintiff. However, he submits that he has no objection, if both the witnesses are permitted to be examined subject to cost.

5. Learned counsel for the defendant no.4 submits that he has no objection if the captioned IA is allowed.
6. Learned counsel for the plaintiff submits that the second witness from HDFC Bank is required to be summoned for some documents only.
7. Heard. Record perused.
8. In view of the averments made in the captioned IA and also in view of the no objection furnished by learned counsels for the defendants, the captioned IA is allowed subject to payment of cost of Rs.3,000/- to be paid to learned counsel for the defendant no.1 & 2.
9. Let the witnesses as mentioned in the captioned IA be summoned on filing of PF, returnable before the learned Local Commissioner on 14/05/2025. Diet money be paid at the spot.
10. Let complete details of learned Local Commissioner be also mentioned in the PF Form.
11. IA stands disposed of.

**MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 25, 2025/nk

[Click here to check corrigendum, if any](#)

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