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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 1598/2012**
M/S DAULAT RAM SWEET & RESTAURANTS(P) LTD
..... Plaintiff

Through: None

versus

AFJAL N LEWIS Defendant

Through: Ms. Shikha Kaushik, Advocate
appeared physically

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

ORDER

% **24.08.2022**

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

The file has been received by way of transfer from the Court of Ms. Surya Malik Grover, Learned Joint Registrar (Judicial)-4, as per circular dated 25.05.2022 of Deputy Registrar (Original), reference:- Roster of the Joint Registrar (Judicial) w.e.f. 31.05.2022.

IA No. 22925/2015 (u/O 22 Rules 4 and 9 r/w Section 151 CPC for impleadment of LRs of deceased defendant) and IA No. 22926/2015 (u/S 5 of the Limitation Act for condonation of delay in IA No. 22925/2015)

Perusal of the order dated 29.03.2016 reveals that both the IAs were disposed off and LRs of deceased defendant were impleaded as necessary parties to the suit. However, the said applications are still being reflected in the cause list. **Registry is directed not to list these IAs again in the cause list.**

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The case is fixed for remaining plaintiff's evidence as evidence of PW-1 Sh. Satya Prakash Shokeen was concluded on 02.03.2017. But neither any witness nor learned counsel for the plaintiff has appeared. No further adjournment can be granted to plaintiff on this ground, moreso as the plaintiff has failed to pay the previous cost imposed for granting adjournment for remaining plaintiff's evidence. **Hence, Plaintiff's Evidence stands closed today.**

Learned counsel for defendant is directed to file affidavit of evidence of witnesses within four weeks from today with advance copy to the opposite parties.

Put up for Defendant's Evidence on 19th December, 2022.

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

AUGUST 24, 2022
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