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

+ **CS(OS) 1312/2007**

UJJAL S. MAKKER

.....Plaintiff

Through: Mr.Rahul Sharma, Ms.Sikha Singh
and Mr.Mani Kant, Advocates.

versus

KAVAL BAJAJ & ORS

.....Defendants

Through: Dr.Sarbjit Sharma and Ms.Laxmi
Sharma, Advocates for R-1.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

% **02.07.2025**

I.A. 15042/2025 (for waiver of costs, on behalf of the applicant)

1. Heard learned counsel appearing on behalf of the parties.
2. The Court takes note of the orders dated 03.07.2024, 14.08.2024, 05.11.2024, and 20.01.2025. A perusal of the aforesaid orders indicates that on account of non-filing of affidavit as per earlier directions dated 26.09.2023, a cost of Rs.3,000/- was imposed *vide* order dated 03.07.2024. Since the non-compliance of the said directions was continued, a further cost of Rs. 10,000/- was again imposed on 14.08.2024.
3. However, it is pertinent to note that *vide* order dated 14.08.2024, the learned Joint Registrar has directed that out of the cost of Rs. 10,000/- imposed, Rs. 3,000/- should be deposited with the Delhi High Court Legal Services Committee, and the remaining Rs. 7,000/- should be paid to the



plaintiff.

4. The order sheets further indicate that an application came to be filed by the applicant, which was found to be misconceived, and accordingly, the same was allowed to be withdrawn subject to payment of additional cost of Rs. 50,000/-. Eventually, on 20.01.2025, the final warning was given by the concerned Joint Registrar while imposing a further cost of Rs. 10,000/-. Commutatively, the cost accrued to Rs.73,000/-.

5. A perusal of the order dated 14.05.2025 would indicate that the amount of Rs. 3,000/- was deposited with the Delhi High Court Legal Services Committee, but the direction to pay the plaintiff was not complied with.

6. Having carefully perused the purported difficulties which have been pointed out by learned counsel for the applicant in his application for waiver of costs, the Court is of the considered opinion that no interference is called for. However, in the interest of justice, the total costs of Rs. 70,000/-, which remained unpaid, is reduced to Rs. 50,000/-.

7. Out of this amount, let 30% being Rs.15,000/- be deposited with the Delhi High Court Legal Services Committee, and the remaining 70% amount, being Rs.35,000/-, be deposited with the plaintiff.

8. Let the same be paid by the applicant to the plaintiff within a period of two weeks from today, failing which the Court shall be constrained to take coercive steps against the applicant.

9. With the aforesaid directions, the instant application stands disposed of.

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List this matter before the concerned Joint Registrar for compliance of



the aforesaid directions and for completion of pleadings, etc, in accordance with extant rules on 31.07.2025, the date already fixed.

JULY 2, 2025
Nc/sp

PURUSHAINdra KUMAR KAURAV, J

Click here to check corrigendum, if any