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

+ **CS(OS) 1243/2010**

RENE SINGH

..... Plaintiff

Through: Mr. Manish Kohli and Mr. Pranav
Joshi, Advocates.

versus

M/S U.S ADVERTISING & ANR

..... Defendant

Through: D-2 in person with Mr. Mohit Gupta,
Adv.

CORAM:

SH. AMIT KUMAR (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% 07.10.2016

Previous cost of Rs. 10,000/- paid in cash to plaintiff's counsel.

It is stated for the defendant that because of illness of previous counsel, a new counsel for the defendant has been engaged yesterday only, who has now prepared and finalised the affidavit of evidence, which shall be filed during the course of the day with advance copy along with vakalatnama.

Same is opposed in view of the fact that it was another last opportunity subject to cost and even the cost has not served any deterrent to the defendant. Though admittedly, there is negligence on the part of the defendant not to engage the counsel in sufficient time. However only in the

interest of justice and for the reason that a litigant should not be made to suffer because of illness of the counsel, defendant is given another last opportunity to file affidavit of evidence of all its witnesses during the course of the day. It is specified that if the affidavits are not so filed, right to lead evidence shall stand closed automatically.

Put up for defendant's evidence as another last opportunity for **19th December, 2016.**

AMIT KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

OCTOBER 07, 2016/nk