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

+ **CM(M) 2245/2025**

SHASHANK SHARMA AND ORS

.....Petitioners

Through: Mr. Mohit Gupta and Mr. Sanjog
Kumar, Advocates

versus

M/S GREEN AID LANDSCAPES PVT. LTD

.....Respondent

Through: None.

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+ **CM(M) 2246/2025**

SHASHANK SHARMA AND ORS

.....Petitioners

Through: Mr. Mohit Gupta and Mr. Sanjog
Kumar, Advocates

versus

M/S GREEN AID LANDSCAPES PVT. LTD

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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20.11.2025

CM APPL. 72897/2025 (exemption) in CM(M) 2245/2025

CM APPL. 72899/2025 (exemption) in CM(M) 2246/2025

1. Allowed, subject to all just exceptions.

CM APPL. 72896/2025 (stay) in CM(M) 2245/2025

CM APPL. 72898/2025 (stay) in CM(M) 2246/2025

2. Petitioners/defendants have assailed orders dated 28.10.2025 of the learned trial court, whereby witnesses were allowed to be summoned. In petition, CM(M) No. 2245/2025, only one witness from VAT and in the other petition, two witnesses (*one from VAT and another namely Vijay*



Gupta) were allowed to be summoned.

3. It is contended on behalf of petitioners/defendants that so far as Vijay Gupta is concerned, admittedly, he is till date an employee of the respondent/plaintiff, so there was no occasion to summon him. So far as the witness from VAT is concerned, the said witness is not named in the list of witnesses. Learned counsel for petitioners/defendants also contends that there are multiple list of witnesses filed on behalf of respondent/plaintiff, without there being any order of taking the improvised lists on record. Further, it is contended that in the impugned orders, the learned trial court simply recorded that testimony of the said witnesses is relevant but no such relevance has been described. It is contended that none of the contentions/objections of the petitioners/defendants were dealt with or even recorded in the impugned order, so in the fitness of things, the impugned orders be set aside and the matter be remanded for a fresh decision.

4. Subject to petitioners/defendants taking steps within one week, notice through all modes be issued to the respondent, returnable on 16.03.2026 before Registrar.

5. Trial proceedings may continue barring the examination of the said two witnesses namely Vijay Gupta and witness from VAT till next date.

GIRISH KATHPALIA, J

NOVEMBER 20, 2025

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