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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(COMM) 234/2016

SATYA PRAKASH & BROS(P) LTD

..... Plaintiff

Through: Mr. Aseem Mehrotra, Adv.

versus

DDA & ANR

..... Defendant

Through: Mr. Vikas Chauhan, proxy counsel for
Ms. Beenashaw N. Soni, Adv.

CORAM:

SH. VIJAY SHANKAR (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% **02.11.2019**

At 11:01am

PW-1 Mr. Sajjan Kumar Jain is present.

Proxy counsel for counsel for the defendants seeks pass-over on the ground that at present, main counsel is not available due to some personal difficulty and she will be available at 12 O'clock.

Matter is pass-over.

**VIJAY SHANKAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

At 12noon

Present: As above.

Proxy counsel for counsel for the defendants seeks another pass-over on the ground that main counsel is on her way and she will be available at 12:30pm.

Matter is pass-over.

**VIJAY SHANKAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

At 12:35pm

Present: As above.

It is submitted by proxy counsel for counsel for the defendants that at present, main counsel is not available and she will be available after some time. Request of pass-over strongly opposed by counsel for the plaintiff on the ground that he and PW-1 are waiting since morning and another pass-over may not be given. Heard. Today, the matter is fixed for further cross-examination of PW-1. Counsel for the defendants has not appeared since morning despite pass-over and wait. No reasonable explanation has been furnished by proxy counsel for counsel for the defendants for non-appearance of main counsel. In view of the conduct of counsel for the defendants, cost of Rs. 10,000/- is imposed upon the defendants to be deposited with Army Welfare Fund Battle Casualties. Receipt of cost be filed before the next date of hearing.

At joint request, re-notify the matter for further cross-examination of PW-1 on 27th February, 2020.

**VIJAY SHANKAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

At this stage, Ms. Beenashaw N. Soni, Advocate for the defendants has appeared. She has been apprised with the order and next date of hearing.

**VIJAY SHANKAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

NOVEMBER 02, 2019/nk

