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

+ **CS(OS) 1458/2013**

APEEJAY PVT LTD

..... Plaintiff

Through: Mr. Ashish Verma, Mr. Aditya gupta
& Mr. Vikrant S. Advocates

versus

TITAN ESTATES PVT LTD AND ORS

..... Defendant

Through: Mr. Akshay singh Advocate

CORAM:

**SH. PANKAJ GUPTA (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

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03.08.2017

The plaintiff has deposited the receipt towards deposit of cost.

Today the matter is listed for plaintiff's evidence. Again the plaintiff has not filed the affidavit in evidence. No witness of the plaintiff is present.

Learned counsel for the plaintiff submits that while preparing the affidavit in evidence, the plaintiff has come across certain documents which are relevant to the present case and therefore, the plaintiff has moved an application seeking amendment of the plaint on 02.08.2017 vide diary No. 335462. Hence, the plaintiff has not filed affidavit in evidence. However, no such application is not on record.



Perusal of the record reveals that on 18.03.2016, the issues were framed in the present matter and since thereafter, the plaintiff has not filed the affidavit in evidence despite given several opportunities and imposition of cost on 10.11.2016 and 06.03.2017. The matter be thus placed before the Hon'ble Court for further directions on 25.08.2017.

SH. PANKAJ GUPTA (DHJS)
JOINT REGISTRAR (JUDICIAL)

AUGUST 03, 2017
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