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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 1613/2010

SUBHASH ARORA

.....Plaintiff

Through: Mr. Varun Kapur, Adv. (joined
through VC)

versus

MEENA CHAWLA

.....Defendant

Through: Mr. Vikalp Mishra, Adv. (joined
through VC)

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **05.11.2024**

CS(OS) 1613/2010

1. The plaintiff has not complied with the last order dated 22.07.2024 as neither cost of Rs.8000/- has been deposited by the plaintiff in Delhi High Court Legal Services Committee nor the witness/PW2 is present today for his deposition.
2. At this stage, it is stated by learned counsel for the plaintiff that the plaintiff does not wish to examine Mr. Puneet Duggal.
3. It is also stated by learned counsel for the plaintiff that the witness/ PW2 is not present today as he has received threat to his life and seeks adjournment. The same is vehemently opposed by learned counsel for the defendant on the ground that no plausible explanation is furnished by the plaintiff for non-appearance of PW2 today.
4. Heard and record perused. Vide order 22.07.2024, the last and final opportunity was granted to the plaintiff for leading PE subject to imposition of cost of Rs.8000/- in Delhi High Court Legal Services Committee. The plaintiff



has not deposited the ~~and~~ cost. PW2 is also not present today for his deposition on specious plea. It be also noted that the matter is pending disposal since the year 2010 and needs to be disposed of expeditiously. In view of aforesaid reason, I find no ground to give further opportunity to the plaintiff for recording evidence of PW2. So, the right of the plaintiff to examine PW2 is ordered to be closed. No other witness is to be examined as per List of Witnesses and statement made by learned counsel for the plaintiff today. PE is accordingly, ordered to be closed.

5. Re-notify the matter for DE on **06.03.2025**. The defendant is directed to file soft copy as well as physical copy of Evidence by way of Affidavits of his witnesses as per law within four weeks with copy to the opposite side. Any non-compliance by the defendant will entail imposition of exemplary cost on the defendant.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
NOVEMBER 5, 2024/ab
[Click here to check corrigendum, if any](#)