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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 2979/2012

M/S AADHAR STUMBH TOWNSHIP PVT LTD

..... Plaintiff

Through: Ms. Rita Gupta, proxy cl. with
PW Mr. Amit Mittal in person

versus

NATIONAL BUILDING CONSTRUCTION

CORPORATION LTD

..... Defendant

Through: Mr. Mohit Arora, Adv.

CORAM:

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

ORDER

% **13.02.2024**

CS(OS) 2979/2012

The matter is listed today for recording of cross-examination of PW1, who is also present today. It is stated by learned counsel for the defendant that examination-in-chief of PW1 was recorded on 16.03.2022 and documents filed by PW1 were only marked as photocopies of the same were on record and thereafter, the plaintiff served notice under Order XII Rule 8 CPC upon the defendant claiming that said original documents are in possession of the defendant. He further submits that the defendant has also alongwith the Written Statement, filed *inter alia* the documents which are also relied on by the plaintiff and filed with the plaint.

The order dated 18.03.2016 reflects that the plaintiff have carried out Admission/Denial of the documents of the defendant and admitted 24 documents of the defendant, which were exhibited as Ex.D-1 to Ex.D-24. The learned counsel for the defendant submits that in view of the same, it is likely that most of the documents which are sought to be exhibited in the Evidence of PW1 have already been



exhibited at the time of Admission/Denial of the stage. Learned counsel for the plaintiff seeks some time to inspect the file and take appropriate steps as per law.

The defendant is directed to place on record the copy of reply of the defendant to the notice under Order XII Rule 8 CPC served by the plaintiff, within two weeks.

Re-notify the matter for cross-examination of PW1/further proceedings on 30.07.2024.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
FEBRUARY 13, 2024/ab

Click here to check corrigendum, if any