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

+ **CS (OS) 295/2018**

RAKESH KUMAR & ANR. Plaintiffs

Through: Mr. T. K. Ganju, Senior Advocate
with Mr. Bharat Gupta and Ms.
Shreya Rao, Advocates.
(M:9810444651)

versus

BANK OF MAHARASHTRA Defendant

Through: Mr. Roshan Kumar and Mr. Shobhit
Sharma, proxy counsels for Mr. Saran
Suri, Advocate. (M:9958248784)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **10.05.2019**

I.A. 5217/2019 (seeking to place on record additional documents)

By this application, the Plaintiffs seek to place the additional documents on record. Subject to being proved in accordance with law at the time of trial, the said documents are taken on record.

I.A. is disposed of.

CS (OS) 295/2018 & I.A. 7999/2018

Vide order dated 12th December, 2018 the Defendant bank was directed to disclose the complete statement of accounts, the manner in which the adjustment of rent was being made and the details of the TDS certificates issued. Despite five months having elapsed, the bank has failed to file the same. Ld. counsel for the Defendant – bank submits that the same has been filed yesterday. However, the same is not on record.

The said statement of accounts may now be brought on record,



however, subject to payment of Rs.25,000/- as costs to be paid to the Plaintiffs. Parties to make submissions on the next date.

Copies of the statement of accounts have been handed over to ld. counsel for the Plaintiffs by ld. Counsel for the Defendant. Ld. counsel for the Plaintiffs submits that in the copies of the documents handed over just now, the details of the TDS have not been given. Ld. counsel for the Defendant submits that the affidavit filed has answered the issue in respect of the TDS. Any non-compliance of the earlier orders passed would be liable to be viewed strictly.

List on 13th August, 2019.

PRATHIBA M. SINGH, J.

MAY 10, 2019/dk