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

+ CS(OS) 2526/2011

GOVIND PRASAD

..... Plaintiff

Through: Mr. Sidharth Bambha, Adv.

versus

SATISH GUPTA & ORS

..... Defendant

Through: Adv.

CORAM:

SH. AMIT KUMAR (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% **25.02.2016**

Matter has been placed before me by the Local Commissioner to decide certain objections raised by the parties before me during the testimonies of DW-2, DW-4 and DW-5.

As far as defendant No.4 & 5 are concerned, these two witnesses produced the record of the complaint as well as suit, photocopies of which were on record and not the certified copies.

The plaintiff raised the objection to exhibition of the documents on the ground that certain copies are not on record. In facts, let the Local Commissioner exhibit the photocopies on record after comparing the same with the original brought by the witness subject to defendant filing certified copies of the same within eight weeks from today.

As far as DW-2 is concerned, this witness was summoned by the

defendant to prove the contents of order dated 28.8.1983 by the competent authority under the Urban Land Act. The plaintiff in the cross-examination wants to get on record two affidavits which are mentioned in this order. Though ideally, plaintiff should summon this witness afresh in his rebuttal evidence but to avoid harassment to the witness as well as to save time plaintiff is permitted to get the copy of these two affidavits on record during the cross-examination of this witness. However, no question shall be permitted to be asked about the contents of the documents. The objections stands decided.

Defendant is directed to take steps for re-summoning the three witnesses within a week for 16.03.2016 at 2:00 pm in the office of Delhi High Court Bar Association, New Delhi.

Be awaited for further report of recording of evidence for **7th April, 2016.**

AMIT KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 25, 2016/nk