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IN THE HIGH COURT OF DELHI AT NEW DELHI

TEST.CAS. 65/2007

GURDEEP SINGH

.....Petitioner

Through: Ms. Amarjot Kaur & Mr. Rajat
Aneja, Advs.

versus

STATE & ORS.

.....Respondents

Through: Mr. Subhash Chand, Adv. for
R-2
Ms. Seema Singh, Adv. for
respondent/Gursharan Kaur

CORAM:

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

ORDER

% **29.07.2024**

**IA no.5285/2024 (under Order XVI Rule 2 CPC moved
by the respondent no.2 for summoning of witness no.6)**

1. The Show Cause Notice issued to concerned Record Clerk of M/s Hindustan Co-operative House Building Society Ltd. received back un-served with report that the process server had visited the premises twice and on both the occasions, the premises was found locked.

2. At request, fresh notice be issued to said concerned Record Clerk of M/s Hindustan Co-operative House Building Society Ltd. in terms of order dated 14.05.2024, by all permissible modes on taking steps by the applicant, returnable for the next date of hearing. At request, the process be given *dasti* in addition. Affidavit of Service be filed.

3. The proceeding sheet alongwith order dated 16.07.2024 passed by learned Local Commissioner has been received, whereby the Ld. Local Commissioner has returned back the file to this court.

4. At this stage, it is stated by learned counsel for the



respondent no.2 that any one summoned witness i.e. Record Clerk of M/s Hindustan Co-operative House Building Society Ltd. is left to be examined on behalf of respondent no.2. He further submits that the respondent no.2 wants that the evidence of said witness is recorded before the court and not before learned Local Commissioner. He also submits that he will file an appropriate application in this regard before the Hon'ble Court. Learned counsel is at liberty to proceed as per law.

At request, re-notify the captioned IA for consideration on 26.09.2024.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)

JULY 29, 2024/ab

[Click here to check corrigendum, if any](#)