



\$~12

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

+ **CS(OS) 398/2016**

SPICEJET LIMITED

.....Plaintiff

Through: Ms. Sharmistha Ghosh, Mr. Sanjay Gupta,
Advs.

versus

MR SANTOSH KUMAR SINGH

.....Defendant

Through: Mr. Astitva Srivastava, Advs.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **05.09.2024**

Matter is taken up through physical hearing as well as video conferencing.

The present case has been transferred from the Court of Ld. Joint Registrar (Judicial) Ms. Priya Mahendra vide Order dated 28.06.2024 issued by Ld. Registrar (Original & JJ Sectt.).

The case is fixed for plaintiff's evidence but PW-1 Mr. Avdesh Kumar Awasthi has not appeared. Ld. Counsel for plaintiff has stated that witness is appearing before Ld. PF commissioner today due to which he cannot appear today in this Court.

Perusal of order dated 02.04.2018 reveals that issues were framed on the said date by the Hon'ble Court and case was sent for plaintiff's evidence but despite grant of many opportunities since past 6 years, plaintiff has not even examined one witness.



In the interest of justice, last opportunity is granted to plaintiff for examination-in-chief and cross-examination of PW-1 subject to cost of Rs. 5000/- to be deposited in Delhi High Court Legal Services Committee. Affidavit of evidence of any other private witnesses may be filed on record before next date of hearing.

Be fixed for Plaintiff's Evidence on 09.12.2024. Both the main counsels for the parties and the witness are directed to appear in person.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

SEPTEMBER 5, 2024/sm