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

+ CS(OS) 3676/2014& I.A.No.23906/2014 (under Order
XXXIX Rule 1 & 2 CPC)

MASTER RACHIT @ CHINU

.....Plaintiff

Through: Mr. Awijit Paliwal, Adv.

PW SI Ankur Kardam from P.S.
Punjabi Bagh.

PW Mr. Ram Krishan Singh, Civil
Defence Volunteer from office of
Sub-Registrar, Punjabi Bagh,
Nangloi.

PW ASI Shamsher from P.S. Civil
Lines, Sonipat (Haryana).

versus

SATYENDER DABAS & ORS

.....Defendant

Through: Mr. Mukul Sharma, Adv. for all
defendants.

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)

ORDER
21.02.2023

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Proceedings : 02:36 p.m. to 02:37 p.m.

Evidence : 02:38 p.m. to 02:58 p.m.

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**IA No. 8641/2022 (u/S 151 CPC for summoning witnesses
by the plaintiff) &**

**IA No. 8642/2022 (for exemption from filing certified
copies moved by the plaintiff).**

1. It is submitted that the captioned IAs were disposed off
vide order dated 20.10.2022. Registry to take note of the
same.



CS(OS) 3676/2014 & I.A.No. 23906/2014 (under Order XXXIX Rule 1 & 2 CPC)

1. The matter is at the stage of PE.
2. PW-3 Ankur Kardam has been examined and cross-examined and his examination stands concluded. Diet money is paid to the said witness.
3. PW ASI Shamsheer has appeared from P.S. Civil Lines, Sonapat (Haryana). He has submitted that summoned record i.e. record of the complaint dated 02.03.2014 is not available with the records of P.S. Civil Lines, Sonapat.
4. Ld. Counsel for plaintiff has stated that the said record must be with P.S. Mahila Thana, Sonapat (Haryana). He further submits that he does not wish to examine ASI Shamsheer present today.
5. In view of submission of Ld. Counsel for plaintiff, PW ASI Shamsheer is discharged unexamined. Diet money is paid to the said witness.
6. PW Mr. Ram Krishan Singh, Civil Defence Volunteer has also appeared from office of Sub-Registrar, Punjabi Bagh, Nangloi with the summoned record.
7. Ld. Counsel for plaintiff submits that he has to take instructions from the plaintiff before examining witness present today from office of Sub-Registrar, Punjabi Bagh, Nangloi and seeks adjournment. Adjournment has been strongly opposed on behalf of the defendants.
8. Heard. The plaintiff was required to be prepared for examination of his witnesses before summoning the witness. In the interest of justice, adjournment is allowed for today subject to cost of Rs.1,000/- to be paid to the defendants. Cost not paid, same be paid on next date of hearing.



9. PW Mr. Ram Krishan Singh, Civil Defence Volunteer is discharged unexamined. Diet money is paid to him.
10. In view of the service report, summons issued to witnesses i.e. concerned official from office of Tehsildar, Bahadurgarh and concerned official from office of Sub-Registrar Bahadurgarh have been served. However, there is no appearance on behalf of the said witnesses. The plaintiff may take appropriate steps as per law.
11. Re-notify the present matter for remaining PE on **26th May, 2023.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 21, 2023/v

Click here to check corrigendum, if any