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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS(OS) 441/2016**  
**SHRI AKHIL KUMAR VASHNEY & ANR**

..... Plaintiff

Through Mr. Ashish, Adv.

versus

**SHRI RAJIV KUMAR**

..... Defendant

Through Mr. R.K. Sharma, Adv.

**CORAM:**

**SANJAY JINDAL (DHJS), JOINT REGISTRAR (JUDICIAL)**

**ORDER**

% **22.05.2018**

**CS(OS) 441/2016**

Cost of Rs. 6000/- imposed vide order dated 19.03.2018 is paid today by learned counsel for defendants to learned counsel for plaintiff.

Matter is fixed today for fixing dates for trial. List of witnesses filed by plaintiff on 14.05.2018 and by defendant on 18.04.2018.

As per order dated 03.04.2018, the defendants are to lead their evidence first and they were given six weeks time to file affidavits of witnesses but no affidavit has so far been filed. It is submitted by learned counsel for defendants that he has already prepared four affidavits of the witnesses and he shall be filing the same during

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course of day. Request is opposed by learned counsel for plaintiff who submits that cost may be imposed on the defendant for delay.

In the given facts and circumstances, a last opportunity is granted to defendants to file all their affidavits of evidence within one week with advance copy. Copy supplied today.

Put up for DE on 09.08.2018.

**SANJAY JINDAL (DHJS)**  
**JOINT REGISTRAR (JUDICIAL)**

**MAY 22, 2018/pk**