



2025:DHC:8098

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

+ **CS(OS) 3644/2014 & I.A. 6706/2024**

**BHUMITRA JINDAL & ANR** .....Plaintiffs

Through: Mr. Deepak Tyagi, Advocate

versus

**BRAHAM TEJ MITTAL & ANR** .....Defendants

Through: Mr. Arvind Kumar Dua, Advocate

**CORAM:**

**HON'BLE MR. JUSTICE VIKAS MAHAJAN**

**ORDER**

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**20.08.2024**

1. Learned counsel appearing for the defendant submits that *vide* order dated 22.04.2024, the defendant was directed to conclude his evidence within three hearings. He submits that after 22.04.2024, six witnesses have been examined by the defendants. However, two more witnesses still remains to be examined, out of which one is from Income Tax Department and another is from Andhra Bank, which amalgamated into Union Bank of India.

2. On the other hand, learned counsel appearing on behalf of the plaintiff points out that order dated 22.04.2024 also records that cost was imposed on the defendant in LPA 240/2020 and the same has not been paid.

3. Learned counsel for defendant no. 2 submits that he will seek instructions and will deposit the cost within a period of two weeks from today in case the same has not been deposited.

4. On defendant no. 2 depositing a cost of Rs. 25,000/- as mentioned in



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order dated 22.04.2024, summons may be issued to the two witnesses of defendant no. 2, returnable on 30.09.2024 before the Local Commissioner.

5. It is made clear that this is a last opportunity granted to the defendant no. 2, to take steps to examine the remaining witnesses, failing which the evidence of defendant will be closed.

6. List before Court on 07.11.2024.

**VIKAS MAHAJAN, J**

**AUGUST 20, 2024**  
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