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

+ **CS(COMM) 403/2017**

SHRI RISHI RAJ

..... Plaintiff

Represented by: Mr. Harish Malhotra, Sr. Advocate
with Mr. Rajinder Agarwal, Mr. R.K.
Modi & Mr. Anoop Kumar, Advs.

versus

SAREGAMA INDIA LTD.

..... Defendant

Represented by: Mr. Parag P. Tripathi, Sr. Advocate
with Mr. Ankur Sangal, Ms. Suchita
Roy & Ms. Richa Bhargava, Advs.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

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18.09.2019

I.A. No.8793/2017 (under Order XI Rule 1 CPC)

1. Since the defendant has not filed the original documents, the plaintiff has filed this application seeking inspection of the original documents of the defendant.
2. Learned senior counsel for the defendant states that the copies of the agreements which were filed by the defendant are very old and have been thus kept in a controlled temperature and bringing the said documents to Delhi may result in their damage. Learned counsel for the defendant further states that the defendant is willing to bear the expenses of the plaintiff and his counsel for travel and stay at Kolkata, who may inspect the documents.
3. Learned senior counsel for the plaintiff submits that the plaintiff and his counsel can go to Kolkata for inspection of the documents on 28th September, 2019.

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4. Necessary arrangements for the travel and lodging of the plaintiff and his learned counsel will be made by the defendant, which will be duly communicated by the learned instructing counsel for the defendant to the learned instructing counsel for the plaintiff on or before 24th September, 2019.

5. Application is thus disposed of.

I.A. No.6852/2017 (under Order XXXIX Rule 1 & 2 CPC)

6. List this application on 12th December, 2019.

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7. Learned senior counsel for the plaintiff states that after inspection of the original documents of the documents to be carried out by the plaintiff on 28th September, 2019, admission/denial of the documents will be carried out.

8. List before the Joint Registrar for carrying out admission/denial of the documents on 17th October, 2019.

9. List before court for settling the issues on 12th December, 2019.

10. Order *dasti*.

MUKTA GUPTA, J.

SEPTEMBER 18, 2019

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