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

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

SHRI RISHI RAJ

.....Plaintiff

Through: Mr. Rajender Agarwal and Mr.
Anoop Kumar, Advocates.

versus

SAREGAMA INDIA LTD.

.....Defendant

Through: Mr. Ankur Sangal, Ms. Sucheta Roy,
Mr. Shashwat Rakshit & Mr. Shaurya
Pandey, Advocates.

CORAM:

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

% **25.07.2025**

I.A. No. 17711/2025(Exemption)

1. Exemption is allowed, subject to all just exceptions.
2. The Application stands disposed of.

O.A. 121/2025

3. This is a Chamber Appeal filed on behalf of the Defendant against the Order dated 21.07.2025 ("**Impugned Order**") passed by the learned Joint Registrar of this Court in CS (COMM) 403/2017.
4. *Vide* the Impugned Order, the learned Joint Registrar has rejected the Application of the Defendant seeking a change of date, which is listed on 28.07.2025 for cross-examination of the witness of the Defendant. In Paragraph No. 2 of the said Application filed by the Defendant, it is stated that due to certain unavoidable and urgent personal commitments, the



authorized representative of the Defendant would not be able to travel to New Delhi.

5. The learned Counsel for the Defendant submits that to avoid any inconvenience to the Plaintiff's Counsel and the learned Joint Registrar, the Application was moved in advance before the date of actual hearing.

6. The learned Counsel for the Plaintiff submits that the Application does not provide any cogent reason for seeking change of date and therefore, the learned Joint Registrar was correct in rejecting the Application.

7. It is noticed that the Application does not specify the reasons for not making the Defendant's witness available for the cross-examination on the date, which was already fixed long ago. However, considering that the Defendant's witness is unwilling to appear on the date already fixed, in the interest of justice, the date fixed on 28.07.2025 for cross-examination is changed to 04.08.2025, subject to payment of cost of ₹25,000/- in the account of Delhi High Court Staff Welfare Fund [Account No. 15530110074442; IFSC UCBA0001553] within a period of two weeks from date.

8. The Appeal stands disposed of with the aforesaid directions.

TEJAS KARIA, J

JULY 25, 2025

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