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

+ CS(OS) 521/2016, I.A. 45237/2024

**SHRI KAILASH GUPTA & ANR**

.....Plaintiff

Through: Mr. Ambuj Ojha, Mr. Satyendra  
Kumar, Advs.

versus

**SHRI VIRENDER PRATAP SINGH CHARAK & ORS**

.....Defendant

Through: Ms. Mishwa Mohini Gupta, Adv  
(Through VC)

**CORAM:**

**JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)**

**ORDER**

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**18.11.2024**

*Matter is taken up through physical hearing as well as video conferencing.*

**I.A. 45237/2024 (Application u/O XVI Rule 1 and 2 CPC filed by plaintiff)**

This is fresh application filed by plaintiff for summoning of witnesses. Ld. Counsel for plaintiff has stated that during cross-examination of PW-1 Sh. Kailash Gupta, Ld. Counsel for defendants had asked questions regarding the case FIR 104/2019 PS EOW Cell Delhi due to which the concerned official is required to be summoned from the concerned court for bringing original record of the case.

Ld. Counsel for defendants has stated that she has no objection to the application.



Heard. Keeping in view the facts and circumstances mentioned in the application and no objection of the opposite party, the application stands allowed.

Summons be issued to concerned official from Court of Ld. Magistrate at the given address on filing of PF within 7 days with details of record to be summoned. Diet money be paid at the spot. **I.A. stands disposed off.**

Ld. Counsel for plaintiff has stated that date before Ld. Local Commissioner for recording evidence is not fixed yet and the parties will get the date of evidence fixed today itself. The date may be informed to concerned official of Registry at the time of issuance of summons to the witness.

Be fixed for monitoring of evidence on already fixed date i.e. 15.01.2025.

**TYAGITA SINGH, (DHJS),  
JOINT REGISTRAR (JUDICIAL)**

**NOVEMBER 18, 2024/sm**