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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(COMM) 538/2017

SUNIL KUMAR

.....Plaintiff

Through: Mr. Manish Paliwal, Megha
Yadav & Ms. Tripti Das, Advs.
(Mob.9643734321)

versus

LARSEN AND TOUBRO LTD.

.....Defendant

Through: Mr. Ankit Chaturvedi, Adv.

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

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04.07.2024

**IA no.32151/2024 under Order XVI Rule 1(3) of CPC
for amendment in the List of Witnesses with affidavit
moved by the plaintiff**

Learned counsel for the plaintiff submits that he has filed List of Witnesses in the month of January, 2024 and now he has filed the captioned IA seeking amendment in the List of Witnesses. However, on perusal of the List of Witnesses filed by the plaintiff, it is found that the same is not in the prescribed format. So, the plaintiff is directed to file fresh/proper List of Witnesses in the prescribed format as per law within fifteen days with copy to the opposite side.

Accordingly, the captioned IA has become infructuous and disposed of.

CS(COMM) 538/2017

It is stated by learned counsel for the defendant that he has filed List of Witnesses yesterday vide diary no.E-1971707/2024 but the same is not on record. Learned counsel for the defendant is directed to take requisite steps within two weeks to bring the same on record.

As per record, Evidence Affidavit of Six witnesses



filed by the plaintiff are already on record. However, relevance of the witnesses shall be considered after filing of fresh/proper List of Witnesses by the plaintiff.

It is stated by learned counsel for the defendant that he has received copy of all the Evidence Affidavits of the witnesses except PW/Mr. Sunil Kumar. So, learned counsel for the plaintiff is directed to supply copy of said Evidence Affidavit of Mr. Sunil Kumar to learned counsel for the defendant within one week through email.

Re-notify the matter for recording of evidence of PW/Mr. Sunil Kumar on 05.09.2024.

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JULY 4, 2024/ab

[Click here to check corrigendum, if any](#)