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

+ CS(OS) 1861/2014 and I.A. 4904/2015, 11583-11584/2014

DINESH SAINI

..... Plaintiff

Through: Mr. Tanuj Khurana, Advocate with
plaintiff in person.

versus

ROSHANARA CLUB LIMITED & ANR

..... Defendants

Through: Mr. Ajay Kumar Agarwal, Advocate

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

ORDER

% 09.04.2015

1. Pursuant to the order dated 07.04.2015, the plaintiff has filed an affidavit tendering his unqualified apology for his conduct as noticed on the last date of hearing. Further, learned counsel for the plaintiff undertakes on behalf of the plaintiff that he will be more cautious in future while filing suits/pursuing litigations.

2. Mr. Aggarwal, learned counsel for the defendants states that the plaintiff is not as innocent as is being portrayed as he is a seasoned litigant who has initiated at least seven litigations, not only against the defendants herein but some other respondents/defendants as well and being well versed with the legal proceedings, he cannot take a plea that he is unaware of the consequences of endorsing a note on the case file of CS(OS) No. 2692/2014 asking the Registry to refrain from

listing a particular case before a certain Bench. In support of the said submission, he hands over a list of the cases instituted by the plaintiff against the defendants herein and other defendants/respondents. The same is taken on record.

3. While accepting the apology tendered by the plaintiff and acceding to the request of the counsel for the plaintiff for leave to withdraw the present suit, the plaintiff is cautioned to be careful in future. Further, in view of the conduct of the plaintiff in the present order and on the last date of hearing, it is deemed appropriate to impose costs of ₹30,000/- on him, which shall be deposited with the Delhi High Court Legal Services Committee within one week from today. Proof of deposit shall be placed on record within two weeks. It is made clear that till the plaintiff pays the costs within the timeline prescribed and files the proof of deposit, the Registry shall not list any of his cases in the court.

4. The suit is disposed of alongwith the pending applications.

HIMA KOHLI, J

APRIL 09, 2015

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