



\$~27

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CM(M) 2241/2024, CM APPL. 19029/2024 & CM APPL. 69607/2024
S.I.HOTEL AND RESORTS AND ANRPetitioners

Through: Mr. Chaman Lal Choudhary,
Advocate.

versus

SUNITA YADAVRespondent
Through: Mr. Harshit Jain, Mr. Arjun Drall, Ms.
Priyanka Yadav and Ms. Abha Sinha,
Advocates through VC.

CORAM:

HON'BLE MR. JUSTICE RAJNEESH KUMAR GUPTA

ORDER

% **15.04.2026**

1. This hearing has been conducted through hybrid mode.
2. The present petition has been filed on behalf of the petitioners under Article 227 of the Constitution of India, 1950, assailing the orders dated 16th August, 2022 and 09th February, 2024, passed by the learned Trial Court in CS DJ No. 100/2017, whereby the right of the petitioners/defendants to cross-examine the respondent/plaintiff (PW-1) has been closed and the application filed under Order XVIII Rule 17 read with Section 151 of CPC seeking recall of the witness has been dismissed respectively.
3. Heard. Record perused.
4. At the outset, learned Counsel for the respondent has submitted that the respondent has no objection if one more opportunity is granted to the petitioners to cross-examine PW-1, subject to payment of heavy cost.
5. Keeping in view the facts and circumstances of the case and the



submissions of the learned Counsel for the respondent, this Court is of the opinion that it would be in the interest of justice, if one more opportunity is granted to the petitioners to cross-examine PW-1. Accordingly, one more opportunity is granted to the petitioners to cross-examine PW-1 subject to payment of cost of Rs. 15,000/- to the respondent, which shall be in addition to the costs already imposed upon the petitioners by the trial court.

6. The present petition is disposed of in the above-stated terms. Pending application(s), if any, also stands disposed of.

RAJNEESH KUMAR GUPTA, J

APRIL 15, 2026/MR/TP