

CS 28/17

MAYA CHAUHAN ETC. VS. KANTA DEVI ETC.

11.02.2025

Present: Sh. Ravi Ranjan Ld. Counsel for plaintiff.
Sh. Mayank Sarin Ld. Proxy Counsel for defendant with
defendant no.2-Kuldeep in person.
PW Sh. Mahesh Babu from the office of Sub-Registrar VIII-
A, Preet Vihar in person.

However, the witness has not brought the summoned record and filed a reply stating that the property bearing H. no.32, Village Samaspura, PO Patparganj, Delhi-92 does not fall under the jurisdiction of Sub-Registrar-VIII-A.

It is perused from the record that the plaintiff called the witness from Sub-Registrar-VIII-A to disprove surviving member certificate. However, surviving member certificate does not lie in the Sub Registrar Office but it is pertains to the SDM office.

In view of the above, the following witnesses are required to be summoned at the request of plaintiff:

- a. Concerned Officer/Clerk from the office of SDM, Revenue Department, Govt. of NCT of Delhi, 5, Shyam Nath Marg, Delhi-110054 alongwith all the documents filed at the time of marriage registration of Late Tek Chand on 20.05.1988;

b. Concerned Officer/Clerk from the office of SDM, Preet Vihar, East Delhi alongwith surviving member certificate and all the documents filed at the time of issuance of surviving member certificate vide serial no. Surviving Member/88/882/702/26/4/2010/8821028342/573;

Issue summons to the above-said witnesses on filing of PF.

Process issued to witness mentioned at serial No.5 in the list of witnesses received back with the report 'duly served'. However, witness is absent.

In view of the above, issue fresh summons to the witness mentioned at **serial No.5** in the list of witnesses alongwith relevant document filed at the time of execution of Will vide document no.28983 Vol. No. 156, Book No.3, on page 111 to 115, dated 24.06.1996, on filing of PF.

Put up for P.E./arguments on misc. application on 24.02.2025.

(Pooja Jain)
District Judge-03/NB
East/KKD Courts/Delhi
11.02.2025