

CS No. 2163/2016

06.8.2018

Present:- Shri MM Sarup – Ld. Counsel for the plaintiffs alongwith
plaintiff No. 2.
Shri Puneet Budhiraja – Ld. Counsel for the defendants
alongwith defendant No. 2

Affidavit in evidence of PW1 and PW2 filed. Copy supplied.

An application has been filed by the plaintiff under Order 14 Rule 5 CPC for framing additional issue regarding the Will of late Shri Bakshi Sant Ram Chhiber dt. 12.9.1986. Copy supplied. No reply intended to be filed by the defendant. Arguments heard.

The plaintiffs have filed the suit seeking declaration in respect of the suit property in their favour on the basis of succession whereas the defendants claim the suit property on the basis of the said Will which has been challenged and denied by the plaintiffs. Hence, an issue regarding the said Will is required to be framed, which is framed as under :

ISSUE No. 5A :

“Whether late Shri Bakshi Sant Ram Chhibar executed a registered Will dt. 12.9.1986 as his last Will in favour of late Shri Bakshi Bal Kishan Chhiber, and if yes, its effect”? OPD

Put up for PE now on **29.11.2018**.

(Sanjay Sharma-I)
Addl. District Judge-02(East)
Karkardooma Courts- 06.8.2018