

CS 425/23

Dayal Chand Dua Vs. Jagdish Chand Dua @ Mith @ Johnson

05.01.2026

Present: Sh. Ravish Dua, Ld. Counsel for the plaintiff.
Sh. Sanjay Kumar, Ld. Proxy Counsel for the defendant
no.1.

Ld. Proxy Counsel for the defendant no.1 filed evidence affidavit of Jagdish Chand Dua along-with list of witnesses and some documents. Copy supplied.

Ld. Counsel for plaintiff submitted that plaintiff has no objection if list of witnesses is taken on record however, documents cannot be taken on record as same has not been filed alongwith the written statement.

In view of above, list of witnesses is taken on record. However, documents are taken out from the record.

It is noted that defendant no.1 also filed an application u/s 151 CPC for verifying the signature on Will dated 08.03.2018. The pleadings in the application is contrary as date of Will is mentioned as 18.03.2018.

At this stage, Ld. Counsel for defendant no.1 wants to withdraw the same with liberty to file the same afresh.

In view of submissions made, application of the defendant no.1 filed **u/s 151 CPC is disposed off as dismissed.**

To come up on 09.02.2026.

(Ravinder Singh-I)
District Judge-03
East District, KKD Courts,
Delhi, 05.01.2026