

Present: Shri Sonu Malik, Advocate for plaintiff.
Ms. Ekta Bamel, Advocate for defendants no.1 and 2.
Defendant no.3 proceeded against exparte VOD 02.04.2025.

Today the case is fixed for rebuttal evidence, if any and arguments. However, on careful perusal of the file reveals that the issues in the instant *lis* were framed V.O.D. 23.10.2023. Careful perusal of the same reveals that the proper issues were not framed. According to the settled law the issues can be altered or amended or reframed at any stage of the suit before passing of the decree for determining the matter in controversy between the parties. In view of the foregoing discussion the following issues are reframed:

1. Whether the plaintiffs are entitled to decree for declaration to the effect that the plaintiffs and defendant no.3 being LR's of deceased Dayanand are entitled to get release the claim amount of two insurance policies in equal share i.e. 1/6th, share each, as prayed for? OPP
2. Whether the plaintiffs are entitled to decree for consequential relief of mandatory injunction directing the defendants no.1 and 2 to release the amount of aforesaid two insurance policies alongwith interest up to date till its actual realization, as prayed for? OPP
3. Whether the plaintiffs are entitled to decree for permanent injunction restraining the defendants no.1 and 2 permanently from releasing the entire claim amount of aforesaid two insurance policies solely in favour of defendant no.3, as prayed for? OPP
4. Whether the suit of the plaintiffs is not maintainable?
OPD

5. Whether the plaintiffs have no cause of action and locus standi to file the present suit?OPD
6. Whether plaintiffs have not come to court with clean hands and have suppressed the true and material facts of the case?OPD
7. Relief

Ahlmad of this court is directed to make an entry with red ink of issues being reframed on the zimni order dated 23.10.2023.

The parties have already led their evidences after knowing the pleadings on the *lis* of each other. There arises no occasion for de-novo trial at this stage.

No rebuttal evidence is present. No request for adjournment is sought today, there is no justification to adjourn the case for the same purpose and the rebuttal evidence is hereby closed by the Court's order today.

Final Arguments heard. Now to come up after lunch for orders.

Date of Order: 07.07.2026
Karun Aneja, Stenographer Gr. II

(Vikas Verma)
CJ(JD), Panipat,
UID: HR0553

Present: Shri Sonu Malik, Advocate for plaintiff.
Ms. Ekta Bamel, Advocate for defendants no.1 and 2.
Defendant no.3 proceeded against exparte VOD 02.04.2025.

File put up before me after lunch. Judgment pronounced.

Vide my separate judgment of even date, the suit of the plaintiffs stands dismissed with no order as to costs. Decree sheet be prepared accordingly & file after completion of all the necessary formalities be consigned to the record room.

Date of Order: 07.07.2026
Karun Aneja, Stenographer Gr. II

(Vikas Verma)
CJ(JD), Panipat,
UID: HR0553