

CS 35/18
MOHAN DASS Vs. BABU RAM

26.11.2025

Present: Sh. Ashok K. Sagar, Ld. Counsel for plaintiff with
plaintiff.
Sh. Brijesh Kumar Sharma, Ld. Counsel for D-3 with
D-3.

D-1 has already expired while D-2, D-4 and D-5 are ex-
parte.

Matter could not be settled between the parties.

Counsel for plaintiff submits that one Ashok Kumar be
summoned as a witness on behalf of the plaintiff as he is an attesting
witness to the Will of late Babu Ram and plaintiff's case is dependent
on the said Will dated 18.11.1993.

Counsel for contesting defendants submits that he has no
objection in case the said witness is summoned. Let the aforesaid
witness be summoned on filing of PF, returnable for **19.02.2026**. Diet
money to be paid on the spot.

Parties to maintain status quo qua possession and title till
next date of hearing.

Let plaintiff's application U/O XXXIX Rule 1 & 2 CPC
be also listed for arguments on next date.

Aashish Gupta
DJ-01/NE/KKD/DELHI
26.11.2025