

**22.04.2024**

Present: Sh. K.K. Pradhan, counsel for the plaintiff.  
Sh. Sachin Garg proxy counsel for the defendant.

**Be awaited for 11:00 p.m.**

(VIKRAM BALI)  
DISTRICT JUDGE-2/NORTH/ ROHINI  
COURT/DELHI/22.04.2024

**At 11:03 a.m.**

Present: Sh. K.K. Pradhan, counsel for the plaintiff.  
Sh. Virender Singh and Sachin Garg counsel for all the  
defendant.

Vakalatnama has been filed by counsel for the defendant on  
behalf of LR of defendant no. 5 namely Neeraj and Jasbir Singh.

Counsel for the defendants presses his application dt.  
28.02.2023 under order 14 rule 5 CPC for framing of additional issues.

Counsel for the defendants states that Trilok singh was  
original owner of the suit property. He had three sons and one daughter.  
It is pleaded case of the defendants that Will dated 15.04.2008 was  
executed by Trilok Singh in favour of his wife Smt. Surjeet Kaur. It is  
stated that a specific issue as to whether Will in question is forged or  
fabricated? OPP be framed.

Per contra counsel for the defendant has argued that vide order  
dated 18.10.2011 already issue no. 5 was framed as to whether plaintiff  
is entitled to preliminary decree of partition as prayed?OPP and issue no.

9 was framed as to whether plaintiff is entitled for final decree of partition? OPP. It is argued that parties have already lead their evidence regarding the Will. Case is presently at the stage of final arguments. He prays that the application be dismissed.

Heard. File perused.

In considered opinion of the court, the issue now sought to be raised is already covered in issue no. 5 and issue no. 9 framed vide order dated 18.10.2011. Parties have already lead their respective evidence. Case is at final stage of arguments. No need for framing of additional issue arises. Parties will be at liberty to address arguments on the basis of evidence already on record. Application for framing of additional issues dated 28.02.2023 is disposed off accordingly.

Now to come up for final arguments on 15.07.2024.

(VIKRAM BALI)  
DISTRICT JUDGE-2/NORTH/ ROHINI  
COURT/DELHI/22.04.2024