

CIV DJ No. 152/19
Balbir Kaur Panesar & Ors. Vs Manjeet Kaur & Ors.

07.11.2023

Present: Sh. Gurpreet Singh, Ld. Counsel for the plaintiff through
Cisco Webex Video Conferencing.
Sh. S.V. Vats, Ld. Proxy Counsel for plaintiff.
Sh. Himanshu Sharma, Ld. Proxy Counsel for the defendants
no. 1 and 2.

The parties have not appeared in person for conducting
admission/denial of documents.

Proposed issues on behalf of plaintiff filed. Heard. Record
perused.

On the basis of submissions of the parties and record, I
proceed to frame the following issues:

- (1) Whether the plaintiff has suppressed material facts from
this Court? OPD1 to D3.**
- (2) Whether this Court lacks the pecuniary jurisdiction to
try this case and whether the suit has been under valued?
OPD1 to D3.**
- (3) Whether the present suit is barred u/O 2 r 2 CPC ? OPD1
to D3.**
- (4) Whether the suit is bad for non payment of appropriate
Court fee? OPD1 to D3.**

Contd....

- (5) Whether the plaintiff is entitled to decree of declaration in respect of Will dated 02.01.2006, Release Deed dated 21.12.2015 and Relinquishment Deed dated 08.09.2017? OPP.**
- (6) Whether plaintiff is entitled to a decree of partition of the suit property as prayed? OPP**
- (7) Whether plaintiff is entitled to relief of permanent injunction as prayed? OPP.**
- (8) Relief.**

Parties are directed to file their respective lists of witnesses within three weeks from today with copies to opposite counsels.

Now to come up for PE on **14.03.2024**.

(VRINDA KUMARI)
ADJ-07/(W)/TIS HAZARI COURTS
DELHI/07.11.2023 (R)