

03.08.2023

Present: Sh. A. K. Mishra, Ld. Counsel for petitioner along with petitioner.

Sh. Nitish Gupta, Ld. Proxy Counsel for respondent no. 2 along with respondent no. 2 in person.

Respondent no. 3 have already been proceeded against ex-parte.

Sh. Amit Alok, Ld. Counsel for respondent no. 5 through VC.

Defense of respondent no. 5 has been struck off.

Matter is listed today for framing of issues. Following issues arise for adjudication-

1. Whether Sh. Om Prakash Sood, in his life-time and in sound disposing mind, prepared a Will on 02.09.2015 and whether the same was got duly registered by him? (OPP)

2. Whether the petitioner is entitled to a Letter of Administration in terms of the above said Will? (OPP)

3. Whether the present petition is without any cause of action since the assets of the deceased had already been partitioned in the life-time of the deceased? (OPD 2 and 4)

4. Whether the Will set-up by the petitioner has been obtained by him from the deceased / purported testator by exercising undue influence and by exerting pressure on him? (OPD 2 and 4)

5. Relief.

No other issue arises or is pressed for.

Put up for petitioner's evidence by way of affidavits. Advance copy of the affidavit of the witness to be examined on the next date be supplied to the opposite party atleast one week prior to the next date of hearing. List of witnesses be filed within one month from today.

Put up for evidence, on **06.12.2023**.

(Dr. Ajay Gulati)
ADJ-02, WEST
03.08.2023 (s)