

TP Civ No. 33/2026
Seema Kapoor v. Rajiv Kumar Kapoor
CNR No. DLWT01-005517-2026

13.05.2026

Present: Sh. Pradeep Bhardwaj, Ld. Counsel for the petitioner.
Sh. Vaibhav Dang, Ld. Counsel for the respondent No. a and d through VC.

Notice to respondent Nos. b and c could not be served on account of paucity of time.

Let notice of the transfer petition be again issued to the respondent Nos. b and c on filing of PF, Speed Post, Courier and through all approved electronic modes, returnable for NDOH.

Ld. Counsel for the petitioner has argued that there is no legal bar in passing judgment in probate case despite the pendency of any other proceedings between the parties. He has relied upon the certain case laws in support of his arguments namely ***Chiranjilal Shrilal Goenka (deceased) through LRs v. Jasjit Singh & Ors*** MANU/SC/0496/1993, ***Kiranjit Gujral and Ors. v. Paminder Gujral and Ors*** MANU/DE/8020/2025, ***Bharat Kantilal Dalal (dead) through LR v. Chetan Surendra Dalal and Ors*** MANU/SC/1559/2025, ***Ashalata Sikdar and Ors. v. Radha Binod Sikdar and Ors*** MANU/WB/1685/2025.

Ld. Counsel for the respondent submits that petitioner has filed Civil Miscellaneous petition challenging the order passed by Ld. Probate Court before the Hon'ble High Court of Delhi which is listed in the month of July 2026.

Ld. Counsel for the respondent submits that there are 6 parties in the probate case namely State, Smt. Chander Kanta, Sh. Sudhir, Sh. Anil Kumar, Sh. Sunil Kumar and Smt. Kiran whereas in the present transfer petition only LR of Rajiv Kumar Kapoor has been made a party before this Court in the transfer petition. He further submits that the petitioner has filed an amended memo of parties impleading the respondent No. 7 in the probate case and only the LRs of respondent No. 7 has been made a party in the present transfer petition.

Ld. Counsel for the petitioner further submits that respondent Nos. 2 to 6 have given their NOCs in favour of the petitioner in the probate case, therefore, he has not impleaded them as respondents in the transfer petition. He undertakes to file the amended memo of parties arraying the State, Smt. Chander Kanta, Sh. Sudhir, Sh. Anil Kumar, Sh. Sunil Kumar and Smt. Kiran (respondent Nos. 1 to 6 in the probate case) as parties in the present transfer petition along with copy of NOCs of respondents Nos. 2 to 6 given in favour of the petitioner.

Put up for further proceedings on **05.06.2026**.

(Dr. Vijay Kumar Dahiya)
Principal District & Sessions Judge (West)
Delhi/13.05.2026