

31.03.2022

Proceedings have been held by way of physical hearing.

Present: Sh. Rishi Kant Mishra, proxy counsel for Sh. Amit Punj,
counsel for petitioner.

Sh. Rohit Goel, counsel for applicant Smt. Suman S. Rajguru
u/o 1 Rule 10 CPC.

An application u/o 6 Rule 17 read with section 151 CPC has been moved by the petitioner today for impleading a lady namely Smt. Suman Rajguru who is applicant u/o 1 Rule 10 CPC. It is mentioned in the application u/o 1 Rule 10 CPC that the lady is the mother of the testatrix. Her relationship with the testatrix has not been argued by counsel for applicant u/o 6 Rule 17 CPC. But she has been described as the mother of the testatrix in application u/o 1 Rule 10 CPC and hence, the application u/o 6 Rule 17 CPC is allowed, subject to cost of Rs. 2000/- payable by the petitioner to the applicant. The applicant namely Smt. Suman S. Rajguru is made as respondent no. 2. After allowing of application u/o 6 Rule 17 CPC, application u/o 1 Rule 10 CPC does not survive as the said application is also for the same relief.

Amended petition alongwith amended memo of parties filed.

Counsel for petitioner submitted that he would supply copy of documents to opposite counsel within a week.

Contd...2/-

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Counsel for R-2 is also directed to supply copy of application u/s 151 CPC to counsel for petitioner.

The case is adjourned for filing reply and arguments on application u/s 151 CPC on **06.06.2022**.

(Umed Singh Grewal)
ADJ-02, WEST
31.03.2022