

01.08.2026

Present: Sh. Gurmeet Singh Oberoi, Ld counsel for the petitioner.

Today the case is fixed for hearing final arguments.

In the present case, The petitioner has been proving the Will of the deceased, as per Section 69 of the Evidence act. Ld counsel for the petitioner submits that one of the attesting witnesses, namely, Sh. Bihari Lal has died and the another attesting witness, Sh. Nanak Chand R/o B/120, New Moti Nagar, New Delhi is untraceable.

He further submits that the petitioner at his own end made efforts to trace the second attesting witness but the second attesting witness found untraceable on the address given in the will and no whereabouts of said witness could be found to the petitioner.

He further submits that summons may be issued to the said witness, so, the report may come on record that the said witness is not residing at the abovesaid address and his whereabouts are also not known.

Let summons be issued to witness Sh. Nanak Chand, R/o B/120, New Moti Nagar, New Delhi, on filing of PF as well as through speed post and approved courier service. Diet money to the witness be given at the spot. Steps be taken within 07 days.

Ld counsel for the petitioner is directed to file affidavit along with tracking report and certificate under Section 63 of BSA and original postal and courier receipts before NDOH.

The Ahlmad of this court has not kept the Original Will in plastic cover. The Ahlmad of this court is directed to keep the original Will Ex PW-2/A in a plastic cover today itself and ensure its safe custody.

Put up for further proceedings on 18.09.2026.

(SHIV KUMAR)
DJ-02 (W)THC:Delhi
01.08.2026