

10 CS SCJ 685/22

SAGAR Vs. BANK OF BARODA

Present: Ld. counsel for plaintiff, Sh. Pritam.
Defendant no.1 and 2 are already *ex-parte*.
Ld. counsel, Sh. Praveen Kumar for defendant no.3 and
LRs of Defendant no. 4.

Matter is fixed today for PE.

PW Sh. Sahil examined in chief as PW2, cross-examined
and discharged.

It is submitted by plaintiff No.2, Sh. Sahil that he is
authorized to make statement on behalf of both the plaintiffs.

Vide separate statement, PE stands closed.

It is submitted by Ld. counsel for defendants that the
present suit is not maintainable as the succession certificate has
already been issued by the competent court and a probate petition
regarding the Will in which the FDRs, which are the subject matter of
the present suit, have also been mentioned is pending before the court
of Ld. DJ-01, North, Rohini, Delhi.

It is further submitted by Ld. counsel for defendant that
he will file an appropriate application regarding the same on or before
the NDOH.

Evidence by way of affidavit of the witness on behalf of
defendant be filed within a period of four weeks from today with
advance copy to the opposite side.

Put up for DE on **04.11.2026**.

(Akriti Mahendru)
SCJ / RC / North
Rohini Court /11.08.2026