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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 1441/2008**

**RISHI PAL SINGH**

..... Plaintiff

Through: Mr. Hunnyveer Singh, Adv.

Versus

**HARINDER PAL SINGH & ORS**

..... Defendants

Through: Mr. Anshu Mahajan, Mr. Vikas  
Aggarwal & Mr. Karan Arora, Advs.

**CORAM:**

**HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW**

**ORDER**

% **15.11.2018**

1. The counsel for the plaintiff and the counsel for the defendants have handed over proposed issues and state that issues, only with respect to the controversy highlighted in para no.33 of the judgment dated 27<sup>th</sup> October, 2017 in RFA(OS) No.55/2016 and RFA (OS) No.72/2016 arising from the suit, would arise.
2. The proposed issues are taken on record.
3. The following issues are framed:
  - (i) Whether the document dated 27<sup>th</sup> September, 1996 is the validly executed last Will of Chandra Kala Devi and if so, to what effect? OPD
  - (ii) Relief.
4. No other issue arises or is pressed.
5. The parties to file their list of witnesses within 15 days.
6. The onus of the sole issue being on the defendants, the defendants to lead their evidence first.



7. The defendants to, within six weeks of today, file affidavits by way of examination-in-chief of the attesting witnesses to the Will and / or summon the attesting witnesses to the Will. If more than one attesting witness is to be examined, the affidavits of all the witnesses be filed together and all the witnesses be produced on the same day for cross-examination.
8. Option of having evidence recorded on commission has been declined.
9. List before the Joint Registrar on 16<sup>th</sup> January, 2019 for recording of evidence.

**RAJIV SAHAI ENDLAW, J.**

**NOVEMBER 15, 2018**

**‘gsr’..**

CS(OS) 1441/2008

Page 2 of 2