



\$~1

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

+ **CS(OS) 186/1980**

TARUN KUMAR

.....Plaintiff

Through: Ms. Megha Saxena and Ms. Shreya
Bhatnagar, Advs. with Ms. Usha
Kumar in person

versus

AJAY KUMAR

.....Defendant

Through: Ms. Seerat Deep Singh, Adv. for D-1
Mr. Rahul Gupta and Mr. Krishna
Kumar Yadav, Advs. for D-2
Mr. Nitin Singh Kathayat and Mr.
L.K. Singh, Advs. for LR's of D-3
Mr. Rajiv Bahl, Adv. for LR's of D-8

CORAM:

DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

% **24.04.2026**

1. Matter is listed for remaining DE.
2. Evidence of D3W-2 already concluded. As per previous order, it was submitted on behalf of defendant no. 3 that he is in process of tracing the LR's of attesting witness of Will. However, today it is submitted by learned counsel for defendant no. 3 that he could not trace any such witness. Therefore, as requested evidence of defendant no. 3 stands closed.
3. Evidence affidavit of D2W1 Mr. Vinay Kumar has already been filed but witness is not present. Learned counsel for defendant no. 2 submitted that witness is unable to appear today due to knee problem. His medical documents are seen and returned. It is further submitted on behalf of



defendant no. 2 that due to ongoing treatment, the witness will be unable to appear in the month of May and requested to fix a date thereafter.

4. Learned counsel for defendant no. 3 pointed out that there are some typographical errors in the evidence affidavit filed on behalf of D2W1. As requested and not opposed, let fresh and corrected evidence affidavit be filed on behalf of D2W1 Mr. Vinay Kumar, within two weeks with copy to opposite party. It is clarified that the correctness to the affidavit is limited to only typographical errors and no to any factual aspects.

5. Learned counsel for defendant no. 1 submitted that she will file the evidence affidavit before next date of hearing. This is objected by learned counsel for defendant no. 3 as well as by learned counsel for plaintiff.

6. Put up for clarification on this aspect and examination of D2W1 on 13.07.2026 at 12:00 noon.

DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 24, 2026/tp