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

+ TEST.CAS. 65/2010, I.A.3140/2022, I.A.11818/2022,
I.A.12210/2022, I.A.14513/2022, I.A.14514/2022

VINAY KHANNA

..... Petitioner

Through: Mr. Sarthak Gupta and Ms. Yashika
Verma, Advocates.

versus

STATE & ORS

..... Respondent

Through: Ms. Pavitra Kaur, Advocate for
Respondent No.1.
Mr. Tanmay Yadav and Ms. Abhisree
Sanjanya, Advocates for Respondent
No.2 and 4.
Mr. Sandeep P. Agarwal Sr. Advocate
along with Mr. Rajesh Pathak and
Ms. Tanya Chanda, Advocates for
Respondent No.3.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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15.09.2022

I.A.3139/2022 (Seeking Injunction)

1. An application under Order XXXIX Rule 1, 2 and 7 read with Section 151 CPC has been filed on behalf of Respondent No.3.
2. It is submitted in the application that a part of the suit property was in joint possession of the petitioner and respondent No.1, but the petitioner has



taken its physical possession on the pretext of getting its renovation and thereafter rented it out. Now there is no tenant in the premises, but there is every apprehension that the property would be again let out to a tenant.

3. Learned counsel for the petitioner is seeking an adjournment since the counsel is indisposed. However, it is stated that the portion of the property which is the subject matter of this application shall not be let out till next date.

I.A.12164/2022 (For Directions)

1. An application under Section 151 CPC has been filed on behalf of Respondent No.3 seeking directions to Registry to permit the Respondent to inspect the original Will which is lying in sealed cover.

2. Submissions heard.

3. The inspection of the original Will be allowed to Respondent No.3 by de-sealing the envelope and after inspection the same may be again sealed.

4. Inspection be carried out in the presence of learned counsel for the Petitioner and Respondent No.3.

5. The application is accordingly disposed of.

6. The matter be listed before the learned Joint Registrar for the purpose of Inspection of Original Will on 27th September, 2022.

TEST.CAS. 65/2010

1. List this matter for consideration of the applications on 14th December, 2022.

NEENA BANSAL KRISHNA, J

SEPTEMBER 15, 2022/va