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

+ TEST.CAS. 65/2010

VINAY KHANNA

.....Petitioner

Through: Mrs. Mala Goel, Adv.

versus

STATE & ORS

.....Respondents

Through: Mr. Rajesh Pathak, Adv. for R3

CORAM:

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

ORDER

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04.03.2024

Present matter is received by way of transfer as the concerned learned Joint Registrar (Judicial) is on leave today.

I.A. No. 4666/2024

This is an application moved on behalf of respondent no. 3 seeking directions to the Registry to de-seal the alleged original Will for the purpose of procuring certified copy of the same.

Learned counsel for petitioner accepted the notice and she further stated that she has already received copy of this application.

Learned counsel for the applicant stated that the matter is fixed on 6th & 7th March, 2024 for examination of the attesting witness of the said Will and copy of this Will is required for preparing for the cross-examination. Although he had already received a photocopy but he is not having the certified copy of the same.

At this, learned counsel for petitioner stated that the de-sealing may be conducted in her presence as well as in the presence of the petitioner and



thereafter, the same may be provided. However, she denied all the alleged allegations raised by the applicant in the application regarding the Will.

Hence, in view of the facts and circumstances, the Registry is accordingly directed to de-seal the said Will as mentioned in the application on 05.03.2024 at 02:30 PM in the presence of learned counsel for the applicant, Mr. Rajesh Pathak, as well as the petitioner and his counsel, Mrs. Mala Goel. The date and time is fixed as per convenience of both the parties.

It is further submitted that after completing the process of de-sealing and preparing the certified copy, the Will be re-sealed again in the presence of both the parties.

The captioned IA, accordingly stands allowed and disposed of.

It is further submitted that the date in another IA No. 4336/2024 is already fixed before the concerned learned Joint Registrar (Judicial) on 23.04.2024.

Hence, at joint request, put up before the concerned learned Joint Registrar (Judicial) on 23.04.2024 i.e. the date already fixed.

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

MARCH 4, 2024/sms