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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **TEST.CAS. 35/2024**  
**SHRI PAVAN DEWAN** .....Petitioner  
Through: **Ms.Shagun Bhatnagar, Adv.**

versus

**STATE GOVT OF NCT OF DELHI & ORS.**

.....Respondents  
Through: **Ms.Neha Kapoor, Adv. for R-2**  
**and R-3 (through VC)**  
**Mr.Prasun Kumar and**  
**Ms.Sumati Pandey, Advs. for**  
**R-4.**

**CORAM:**  
**HON'BLE MR. JUSTICE NAVIN CHAWLA**

**ORDER**  
**17.09.2024**

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**I.A. 36351/2024**

1. This application has been filed by the respondent nos.2 and 3 for seeking direction to the respondent no.4 to execute the Lease Deed jointly with the respondent nos.2 and 3 in respect of residential plot allotted under the scheme (RESOI) bearing no. 467, Block - J, Sector-18, Gautam Buddh Nagar, UP, admeasuring 300 sq. yards.
2. The learned counsel for the respondent nos.2 and 3 as also the learned counsel for the petitioner submit that though the respondent no.4 is disputing the validity of the Will dated 01.04.2013 left behind by late Shri Major (Retired) Jai Gopal Srivastava, the father of the petitioner and the respondent nos.2 to 4, as the protection of the above property by execution of the lease is required so as also to save the penalty that may be imposed upon the parties, the abovementioned



direction is prayed for.

3. The learned counsel for the respondent no.4 submits that without prejudice to the rights and contentions of the respondent no.4 and without prejudice to the objections raised by the respondent no.4, the respondent no.4, only in order to safeguard the interest of the respondent no.4 in the property, shall execute the Lease Deed.

4. The application is disposed of recording the above statement of the respondent no.4.

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5. The learned counsel for the petitioner prays for and is granted four weeks' time to file their reply to the objections filed by the respondent no.4, along with affidavit of admission/denial of documents filed by the respondent no.4.

6. List on 17<sup>th</sup> December, 2024 before the learned Joint Registrar (Judicial).

**NAVIN CHAWLA, J**

**SEPTEMBER 17, 2024/ns/as**

*Click here to check corrigendum, if any*