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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 663/2007**
SMT. MADHU MALLA & ORS. Plaintiff
Through: Mr. Sanjay S. Chhabra & Mr. Akhil
Dewan, Advs. (Mob.9545369821)
versus
SHRI BHUMESH MOHAN MALLA & ORS. Defendant
Through: Mr. Ravinder K. Rawat, Adv.
(Mob.9810689456)

CORAM:
JOINT REGISTRAR (JUDICIAL) MS. PRIYA MAHENDRA,
(DHJS)

ORDER
% **18.07.2022**
CS(OS) 663/2007

The matter is listed for further cross of DW2 Mr. Bhumesh Mohan Malla, who is present today.

It is stated by learned counsel for plaintiff that plaintiff has filed an application under Order VIII Rule 1A(3) read with Section 151 CPC seeking directions to the defendant to file Original Will and that the said application is listed before the Hon'ble Court on 30.08.2022. It is stated by learned counsel for defendants that even today defendant no.1 has brought Original Will dated 28.01.2006. Learned counsel for plaintiff has inspected the said Original Will and compared the same with the Will already filed on record.

It is stated by learned counsel for the plaintiff that as the Original Will has been produced in the Court today, the said application is rendered infructuous and that learned counsel for plaintiff will make appropriate statement in this regard before the Hon'ble Court.



It is jointly stated that in view of above, there is no impediment in recording further evidence of DW2 today. At this stage, it is stated by learned counsel for defendants that he is not available post lunch as he has to attend the last rites of his friend's father.

Accordingly, the matter stands adjourned.

Re-notify the matter for further cross-examination of DW2 on 18.08.2022.

JULY 18, 2022/ab

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

[Click here to check corrigendum, if any](#)