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

+ TEST.CAS. 80/2021 and IA No. 11848/2021 (u/O XXXIX Rules 1 and 2 CPC) and IA No. 2331/2022 (application filed by respondent no.2 u/S 151 CPC for direction to the petitioner to place on record the original WILL of deceased Sh. Jaiveer Singh Tomar and for certain other directions)

KASHISH TOMAR & ORS.

..... Petitioners

Through: Ms. Shobha Gupta, Ms. Sanskriti Shakuntala Gupta and Mr. Rajesh Sachdeva, Advocates appeared physically

versus

STATE & ORS.

..... Respondents

Through: Mr. Divyam Nandrajog, GNCTD Panel Counsel with Mr. Jasneet Jolly, Advocate for Respondent no.1/State appeared physically
Mr. Sahil Khurana, Advocate for Respondent no.2 appeared physically (M: 9811821180)
(email: arunkhatrilawyer@gmail.com)

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

18.08.2022

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Matter is taken up through physical hearing as well as video conferencing.

TEST.CAS. 80/2021

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Learned counsel for respondent no.2 has stated that the petitioner has not supplied the complete set of petition and documents and has not filed original WILL on record due to which he could not file reply/objections and reply to application under Order 39 Rule 1 and 2 CPC.

Heard. Petitioner is directed to supply the complete set of petition and documents to learned counsel for respondent no.2 by way of e-mail within two days.

Valuation report of property situated in Dwarka is already on record. As per file noting, valuation report of other properties is still awaited.

Learned counsel for the petitioner has stated that she has already filed original WILL on record. However record of the Registry reveals that the only copy of the WILL has been e-filed but hard copy of the original WILL has not filed till date. The petitioner is directed to file the original WILL on record within two weeks and the concerned official is directed to keep the original WILL in safe custody.

Fresh reminders be issued to the concerned SDMs for filing valuation report in respect of the remaining properties.

Put up for further proceedings on 2nd December, 2022.

TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)

AUGUST 18, 2022
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