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

+ **TEST.CAS. 54/2023**

VIKRAM JAIN

.....Petitioner

Through: Mr. T. K. Ganju, Sr. Adv., with Mr.
Abhishek Bhardwaj, Mr. Dipanshu
Mathpal, Advs., for Petitioner

versus

STATE OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Subhash C Jindal, Advocates for
R-2 to 5

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **08.07.2026**

TEST.CAS. 54/2023 & CRL.M.A. 34210/2023, I.A. 13922/2023, I.A.

20238/2023, I.A. 25363/2023, I.A. 13145/2025, I.A. 13177/2025, I.A.

13199/2025, I.A. 23127/2025, I.A. 23131/2025

1. Following issues are framed:

A. Whether the Will dated 04.01.2021 is the last and final Will of
Late Sh. Ashok Jain or not? (**OPP**)

B. Whether the Will dated 04.01.2021 is shrouded by suspicious
circumstances or not? (**OPD**)

C. Any other issues.

2. List before the learned Joint Registrar on 24.08.2026 for recording of
evidence.

3. The Plaintiff is directed to file evidence by way of affidavit along



with the list of witnesses, at least four weeks before the next date of hearing, to enable the Defendants in preparing their cross-examination.

I.A. 11538/2026

4. This Application has been filed by the Petitioner for recording of evidence of attesting witness of the Will dated 04.01.2021 before a Local Commissioner, on the ground that the said attesting witness is 82 years of age.
5. Accordingly, Mr. S. C. Malik, Former ADJ (Mobile No.9910384635), is appointed as the Local Commissioner to record the evidence of the attesting witness of the Will dated 04.01.2021.
6. The fees of the Local Commissioner is fixed at Rs.35,000/- per day, which shall consist of two sessions.
7. The costs of the venue and other expenses, including the fee of the Local Commissioner, shall be borne by the Petitioner.
8. The Application is disposed of in the aforesaid terms.

SUBRAMONIUM PRASAD, J

JULY 08, 2026

Rahul