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

+ TEST.CAS. 107/2021

SHRI ROHIT KAUSHIK

.....Petitioner

Through: Mr. Anant Misra, Mr. Lokendra Dixit  
and Mr. Ankur Bhardwaj, Advs.

versus

STATE & ORS.

.....Respondents

Through: Ms. Rachita Garg and Ms. Varsha  
Kumari, Advs. for GNCTD.  
Mr. Rajeev Mishra, Adv. for R-2.  
Ms. Ambika Bhadauriya and Mr.  
K.B. Rao, Advs. for R-5.  
Mr. G.K. Kaushik, Mr. Abhinav  
Kaushik, Mr. Aman Kaushik and Mr.  
Rishabh Attri, Advs. for R-6, 7 & 10.  
Mr. Ankit Raj, Panel Counsel with  
Mr. Rachit Bigghe, Adv. for R-14  
Mr. Ali Mohammed Khan and Mr.  
Digvijay Singh, Advs. for R-16.  
Mr. Yogesh Gautam, Adv. for R-18.

**CORAM:**

**HON'BLE MR. JUSTICE VIKAS MAHAJAN**

**ORDER**

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**27.02.2026**

**I.A. 13126/2022 (exemption)**

1. Allowed, subject to all just exceptions.
2. The application is disposed of.



**I.A. 13123/2022 (by petitioner under Order VI Rule 17 read with Section 151 CPC)**

3. The present application has been filed seeking formal amendment in the petition.
4. Mr. Anant Misra, learned counsel appearing on behalf of the petitioner submits that originally the petition has been filed praying for grant of probate. However, there is no executor appointed by the testator in the Will, and the present petition has been filed by the son of the testator, who is also beneficiary under the Will. Therefore, the prayer ought to have made for grant of letter of administration.
5. It is in this backdrop, the present application seeking amendment of prayer clause and other incidental amendments, has been filed.
6. For the reasons mentioned in the application, same is allowed and amended petition is taken on record.
7. Let copy of the amended petition be supplied by the petitioner to learned counsel for the respondents.
8. The application is disposed of.

**TEST.CAS. 107/2021, I.A. 16445/2021 & I.A. 13124/2022**

9. The present petition has been filed for issuance of letter of administration *qua* Will dated 01.06.1993 executed by the deceased testator namely, Shri Ram Kumar Kaushik.
10. Issue notice.
11. Learned counsels named above accept notice on behalf of the respondents.
12. On petitioner taking steps, issue notice to the other unrepresented



respondents by all permissible modes.

13. Let citation be published in the prescribed format in the newspaper of “The Times of India” (English) and “Navbharat Times” (Hindi) having circulation both in Delhi and Haryana.

14. The SDM concerned is directed to file valuation report with regard to the properties mentioned in para 5 of the petition, before the next date.

15. Let reply to the petition be filed within a period of four weeks from the date of service.

16. Rejoinder thereto, if any, be filed before the next date.

17. List before the learned Joint Registrar for completion of service and pleadings on 19.05.2026.

18. List before Court on the date to be assigned by learned Joint Registrar.

**I.A. 13125/2022 (by petitioner under Order VII Rule 14 read with Section 151 CPC)**

19. By way of present application, the petitioner seeks to place on record the following documents:

- (i) Will dated 01.06.1993 of father of the petitioner.
- (ii) Copy of Will of grandfather of the petitioner.

20. One of the documents sought to be placed on record is the original Will of the deceased in respect of which the letter of administration is being prayed. The other document is copy of the Will of the grandfather of the petitioner.

21. This Court is of the view that the aforesaid documents are relevant to the subject matter of the present case.

22. Accordingly, the application is allowed and the documents are taken



on record.

23. Let Registry keep the original Will dated 01.06.1993 in a sealed cover, in case physical copy of the same has been filed. The learned counsel for the petitioner may contact the Registry in that behalf.

24. Let copy of the aforesaid documents be supplied by the petitioner to learned counsel for the respondents.

25. The application is disposed of.

**VIKAS MAHAJAN, J**

**FEBRUARY 27, 2026**

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