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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ TEST.CAS. 53/2024

SHOUNAYA

.....Petitioner

Through: Mr. Nishant Rai Goel, Adv.

versus

THE STATE NCT OF DELHI & ORS.

.....Respondent

Through: Advocate for R-1 (appearance not given) (through VC).

Mr. Mukesh Bir, Adv. for R-2 & 3 (Mob. No. 9818878501).

Mr. Ayush Pathak, Deputy Manager on behalf of R-4/Indusind Bank.

Ms. Shailja Singh, Adv. for R-6/ Standard Chartered Bank (through VC).

Mr. Prashant Tripathi, Adv. for R-9 /IDFC First Bank Ltd. (Mobile No. 8239192326) (through VC).

Ms. Apurba Pattanayak, Adv. for R-10/ICICI Bank Ltd. (through VC).

None for R-5, 7 and 8 despite service.

CORAM:

JOINT REGISTRAR (JUDICIAL) SH. DEVENDER KUMAR GARG (DHJS)

ORDER

26.09.2024

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Proceedings are being conducted through hybrid mode.

I.A. No. 39024/2024 (by R-10/ICICI Bank Ltd. u/O I Rule 10 CPC for deletion of name of R-10 from array of parties)



1. Ld. Counsel for applicant/respondent no.10 has submitted that deceased was holder of a life insurance policy with ICICI Prudential Life Insurance Company Ltd. (hereinafter "ICICI Prudential Life"). He has further submitted that respondent no.10/ICICI Bank Ltd. has no concern with the present matter and it may be deleted.
2. Ld. Counsel for petitioner submits that he does not wish to file any reply to the captioned IA and has no objection if the same is allowed.
3. Heard. For the reasons stated in the application and in view of above submissions, the present application is allowed and name of respondent no.10 be deleted from array of parties. The petitioner is directed to file amended memo of parties within four weeks.
4. The captioned IA stands disposed off accordingly.

TST.CAS. 53/2024;

I.A. No. 32613/2024 (by petitioner for stay) &

I.A. No. 32614/2024 (by petitioner for appointment of Administrator of the Estate of Late Sh.Rahul Singh)

5. As per office noting, respondents no.2 to 9 have been served through ordinary mode.
6. Citations have not been filed on behalf of the petitioner. Let appropriate steps be taken as per law.
7. Ld. Counsel for petitioner has submitted that respondent no.1 is State and respondents no.4 to 9 are Banks and they are formal parties.
8. Ld. Counsel for respondent no.1 has submitted that he has filed valuation report of Karol Bagh property mentioned at sr. no.16 of Schedule-I of the petition vide diary no. 4115959/2024 dated 25.09.2024. However, same is not on record. Let appropriate steps be taken as per law.



9. Ld. Counsel for respondent no.1 seeks some more time to file valuation report of property at Sainik Farm, Khirkee Extension, Delhi. Ld. Counsel for respondents no.2 & 3 has submitted that respondents no.2 & 3 will cooperate officials of concerned SDM for preparation of valuation report of the said property. He has provided contact no. of concerned person i.e. Mob. No. 9818878501, who can be contacted by officials of concerned SDM for preparation of valuation report. Ld. Counsel for respondent no.1 has submitted that the concerned person will be intimated two days in advance for conducting proceedings for valuation report. Let valuation report of the property mentioned at sr. no.1 of the Schedule-I of petition be filed within six weeks.
10. Issue notice to concerned SDMs for filing valuation reports of properties at sr. no.2 to 15 of Schedule-I of the petition for next date of hearing.
11. Objections, affidavit of admission/denial of documents and reply to the captioned IAs have not been filed by respondents no.2 and 3. Time sought. Let the same be filed within four weeks and reply thereto be filed within two weeks thereafter.
12. Ld. Counsel for respondent no.9/IDFC First Bank Ltd. has submitted that account number of the deceased may be provided for providing the complete information. Ld. Counsel for petitioner has submitted that the petitioner is not having the account number, however, he will try to provide all the complete information which they have with respect to the said account within two weeks. Let the same be supplied accordingly and thereafter, respondent



no.9 is directed to take appropriate steps to file the requisite details.

- 13.The officials appearing on behalf of respondents no.4 and 6 also seek some time for providing requisite details. Let the same be filed within four weeks.
- 14.There is no appearance on behalf of respondents no.5, 7 and 8 despite service of notice of the petition.
- 15.Issue court notice to the respondents no.5, 7 & 8, without PF, for next date of hearing for filing requisite details in respect of bank accounts pertaining to them as mentioned in Schedule-I of the petition, before next date of hearing. Copy of this order be attached with court notice.
- 16.Let the pleadings be completed as per law.
- 17.Re-notify the matter for completion of pleadings and further proceedings on **15th January, 2025**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

SEPTEMBER 26, 2024/v

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