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IN THE HIGH COURT OF DELHI AT NEW DELHI
TEST.CAS. 59/2024

SANJEEV MITLA

Petitioner

Through: Ms. Vinita Sasidharan, Adv.

versus

THE STATE & ORS.

..... Respondent

Through: Ms. Avni Singh & Mr.
Rushikanta, Advs. for R-1/State
Mr. Abhishek Aggarwal, Adv.
for R-2
Mr. Puneet Bhatnagra & Ms.
Richa S. Bhatnagar, Advs. for R-
3

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER

26.03.2025

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Regular Stenographer is on leave today

**TEST.CAS. 59/2024; I.A. 33580/2024 (Application
under Section 149 read with Section 151, CPC seeking
exemption from paying/ affixing ad valorem court fees)
& I.A. 33579/2024 (Application under Order XXXIX
Rules 1 and 2 CPC)**

1. As per office note, notice issued to concerned SDM,
Friends Colony (West) has been served.
2. Reply has been filed on behalf of SDM, Defence
Colony, Delhi.
3. Documents and reply to the objections of respondent
no.3 has been filed on behalf of respondent no.2.
4. Learned counsel for the petitioner submits that vide
order dated 14.01.2025, a direction was issued to the



petitioner to co-operate with the SDM, Defence Colony to facilitate in filing the valuation report. However, it is respondent No.3 who is in possession of necessary documents and not the petitioner. The petitioner is merely an executor of the Will and he does not possess any documents in respect of the suit property.

5. Mr.Rahul Beniwal, DEO from the office of SDM, Defence Colony, Delhi has appeared and once again submits that valuation report could not be prepared and filed as the respondent No.3 has not submitted relevant documents of the property.
6. In view of the aforesaid circumstances, respondent no.3 is directed to co-operate with the concerned SDM, Defence Colony, Delhi for preparation of the valuation report.
7. SDM, Defence Colony is also directed to file the valuation report of the property within four weeks.
8. Learned counsel for respondent no.2 submits that he has filed his reply.
9. Learned counsel for respondent No.3 submits that the reply/objections are against respondent No.3 and she would like to file a response to the reply filed by respondent No.2.
- 10.Let the response be filed within four weeks.
- 11.Re-notify the matter for completion of pleadings and admission/denial of documents on **28th May, 2025**.

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
MARCH 26, 2025/SV
[Click here to check corrigendum, if any](#)