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

+ RFA 573/2022

SMT ASHA

..... Appellant

Through: Mr. M.S. Rohilla, Adv.

versus

SH. ASHOK DUTTA & ORS.

..... Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

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18.11.2022

CM APPL. 49178/2022

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

RFA 573/2022 & CM APPL. 49177/2022 -Stay.

3. The present appeal under Section 96 CPC seeks to assail the judgment and decree dated 29.07.2022 passed by the learned Additional District Judge-03, North-West District Rohini Courts, Delhi in Suit No.578668/2016. Vide the impugned judgment, the learned Trial Court has dismissed the suit for partition preferred by the appellant/plaintiff by accepting the Will dated 29.05.2012 set up by the respondents/defendants.
4. Upon the appellant taking steps, issue notice to the respondents through all permissible modes. Reply, if any, to the application be filed within six weeks. Rejoinder thereto, if any, be filed within four



weeks thereafter.

5. Till the next date, the parties will maintain *status quo* qua title and possession of the suit property.
6. List on 25.04.2023.
7. Let the LCR be requisitioned and digitized before the next date.

NOVEMBER 18, 2022/tp

REKHA PALLI, J