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

+ **C.R.P. 9/2024**

ANITA CHAUDHARY & ORS. Petitioners

Through: Mr. Varun Goswami, Mr.
Naveen Grover and Mr. Hritik
Chaudhary, Advs.

versus

RENU & ORS. Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

% **08.01.2024**

CM APPL. 959/2024 (Ex.) and CM APPL. 960/2024 (Seeking permission to file untyped copies)

1. Allowed, subject to all just exceptions.
2. The applications shall stand disposed of.

C.R.P. 9/2024 and CM APPL. 958/2024 (Stay)

3. This is a case demonstrating peculiar facts and circumstances in the sense that the property in question was owned by Late Sh. Kishan Singh and on his death, right, title and interest in the property devolved upon his wife Smt. Jeevan Devi and her three daughters and one son.
4. It appears that Smt. Jeevan Devi that is the mother, executed a relinquishment deed in favour of her son and later on, the three daughters also executed separate relinquishment deeds in favour their mother. The mother died leaving behind a registered Will dated 01.12.2011 thereby bequeathing all right, title and interest in favour of her son.
5. The matter does not end there as it appears that the son i.e. son



of the deceased Smt. Jeevan Devi and husband of the plaintiff had executed three separate Gift Deeds dated 02.05.2012 in favour of each of his sisters i.e. petitioners. The execution of such Gift Deeds is assailed by the plaintiff i.e. the wife and children. The petitioners before this Court, who are the daughters of the deceased Smt. Jeevan Devi assail impugned order dated 17.08.2023 whereby their application under Order VII Rule 11 CPC has been dismissed.

6. None appeared on behalf of the respondents despite advance notice.

7. The matter requires a deeper examination.

8. The Court is not inclined to grant any stay of the proceedings pending in the learned Trial Court and thus, the learned Trial Court shall continue with the trial of the case and shall endeavour to decide the matter as expeditiously as possible.

9. Let notice of the present application as well as present civil revision petition be issued to the respondent Nos. 1 to 5 by all permissible modes including via approved courier as well.

10. Let digitized LCR be summoned for the next date of hearing.

11. Re-notify on 10.05.2024.

DHARMESH SHARMA, J.

JANUARY 8, 2024

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