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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **TEST.CAS. 9/2024, I.As. 2626/2024, 2627/2024 & 2628/2024**

CHANDER PRABHA

..... Petitioner

Through: Mr. Kumar Prashant and Mr. Shreyas
Balaji, Advs. (M:9611936968)

versus

STATE OF GNCT OF DELHI & ORS.

..... Respondents

Through: None.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **05.02.2024**

1. This hearing has been done through hybrid mode.

I.A.2626/2024 (for exemption)

2. This is an application filed seeking exemption from filing certified copies of documents and permission to file dim copies. Allowed, subject to all just exceptions. Application is disposed of.

I.A.2627/2024 (for delay)

3. This is an application filed for condonation of delay in re-filing of probate petition. For the reasons stated in the application, the delay of 21 days in refiling the petition is condoned. Application is disposed of.

I.A.2628/2024 (for exemption)

4. This is an application seeking exemption from filing the affidavit of attesting witness to the Will. Exemption is granted at this stage, however subject to the condition that if the need arises the Will would be proved in accordance with law. Application is disposed of.



TEST.CAS.9/2024

5. This is a petition under Section 278 of the Indian Succession Act, 1925 seeking issuance of Letters of Administration (hereinafter, 'LOA') in respect of the registered Will dated 8th January, 1997 by Late Smt. Pushpa Kumar Manchanda, wife of Late Shri Chander Gupta Rai.
6. According to the Petitioner, the testator has passed away on 1st March, 2015 and prior to demise, she had executed the Will dated 8th January, 1997.
7. According to the Petitioner, she is the only child of the mother and both her children i.e., Respondent Nos 1 and 2 have relinquished their rights in favour of the Petitioner and have given no objection. Ld. Counsel for the Petitioner, thus, prays that the LOA be issued in her favour.
8. Issue notice. Let the notice be served upon Mr. Anuj Aggarwal, ld. ASC, GNCTD. Let the SDM make an enquiry and file a report within eight weeks before the Court.
9. List before the Joint Registrar on 5th April, 2024.
10. List before the Court on 24th July, 2024.

PRATHIBA M. SINGH, J.

FEBRUARY 05, 2024/dk/bh