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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ TEST.CAS. 38/2014

HARKIRAT SINGH SODHI

.....Petitioner

Through: Mr. Lalit Gupta, Adv.

versus

GOVT OF NCT OF DELHI & ORS

.....Respondent

Through: None for R-1.

Mr. Ved Prakash Sharma & Ms.
Amrit Kaur Oberoi & Manish
Kumar, Advs. for R-2 to 4.

Mr. Jagjit Singh, Mr. Preet Singh,
Mr. Kalyani Arora & Mr. Arjun
Wadhwa, Advs. for R-5 & 6.

CORAM:

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

ORDER

12.12.2022

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I.A. No.11266/2017 (u/O-VII R-14 of CPC),

I.A. No.2748/2018 (of the respondents no.2 to 4 for
condonation of delay in filing reply to I.A. 509/2018),

I.A. No.6623/2019 (u/O-XVIII R-4 of CPC),

I.A. No.10304/2019 (of the respondents no.2 to 4 for
condonation of delay of 30 months in filing list of
witnesses),

I.A. No.10305/2019 (u/O-XVI R-1(3) of CPC),

I.A. No.15209/2019 (for directions),

I.A. No.15212/2019 (of the respondents no.2 to 4 u/O-
XVIII R-1 of CPC),

I.A. No.2684/2020 (for condonation of delay of 49 days in
filing reply in I.A. 15212/2019),

I.A. No.2685/2020 (of the respondents no.2 to 4 for
condonation of delay of 19 days in filing reply to I.A.
10305/2019) &



I.A. No.3619/2020 (for directions)

1. It is submitted that the captioned IAs are coming up for hearing before the Hon'ble Court on 19.12.2022.

TEST.CAS. 38/2014

1. It is submitted that the matter is coming up for hearing before the Hon'ble Court on 19.12.2022.
2. Vide order dated 25.07.2022 passed by Hon'ble Court, the present matter was placed before the undersigned for preparation of Joint Document Schedule in terms of Rule 7(A) of Delhi High Court (Original Side) Rules.
3. Ld. Counsel for respondents no.5 & 6 has submitted that he has filed affidavit of admission/denial of documents vide diary no.2037387 dated 07.12.2022. However, as per office noting, nothing fresh has been filed. Let appropriate steps be taken as per law.
4. Draft Joint Document Schedule has been prepared by the undersigned with respect to documents of the petitioner and respondents no.2 to 4 in terms of Rule 7(A) of Delhi High Court (Original Side) Rules, in compliance of the order dated 25.07.2022 passed by Hon'ble Court.
5. It is submitted jointly by Ld. Counsel for respondents no.2 to 4 as well as Ld. Counsel for petitioner that at column no.4 of Joint Document Schedule, with respect to the Will dated 13.01.1987, words "signature admitted, execution denied" may be mentioned. Ld. Counsel for respondents no.2 to 4 has stated that vide order dated 19.10.2019, the above said Will was denied.
6. In view of submissions of Ld. Counsel for defendants no.2 to 4 and Ld. Counsel for petitioner, words "signature



admitted, execution ~~is~~ have been incorporated in column no.4 of Draft Joint Document Schedule prepared by the undersigned.

7. Ld. Counsel for petitioner and Ld. Counsel for respondents no.2 to 4 have given their consent for above said Draft Joint Document Schedule.
8. Ld. Counsel for respondents no.2 to 4 has submitted that affidavit of admission/denial of documents filed on behalf of the respondents no.5 and 6 cannot be taken on record at this stage as the same has been filed after a period of three years and no permission for filing affidavit of admission/denial of documents has been obtained by the said respondents from the Hon'ble Court. He has further submitted that he has not been supplied with copy of such affidavit of admission/denial.
9. On the other hand, Ld. Counsel for respondents no.5 and 6 has submitted that no permission is required for filing affidavit of admission/denial of documents as the matter is still at the stage of admission/denial of documents and preparation of Joint Document Schedule is yet to be finalized. He further submits that he will supply copy of same before next date of hearing.
- 10.Ld. Counsel for petitioner has submitted that he has no objection if affidavit of admission/denial of documents filed on behalf of the respondents no.5 and 6 is taken on record.
- 11.At this stage, Ld. Counsels for both the parties have submitted that the matter may be placed before Hon'ble Court where they would make their further submissions.
- 12.At joint request, let the matter be placed before Hon'ble



Court for further directions on the date already fixed i.e.
19th December, 2022.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)
DECEMBER 12, 2022/v
Click here to check corrigendum, if any