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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RSA 76/2016 & CM APPL. 9277/2016**

MASTER TARUN PAWAR & ORSAppellants

Through: *Counsel (Appearance not given)*

versus

RAJ SINGH & ORSRespondents

Through: Mr.Ajay Paul Marken & Ms.Geetu
Paul, Advocates for the Respondent
No. 1

CORAM:
HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER
15.10.2024

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1. Heard learned counsel appearing on behalf of the parties on the question of admission.
2. Learned counsel appearing on behalf of the appellants contends that the learned Trial Court has illegally and improperly discarded the family settlement dated 10/14.07.1999 (Ex.PW1/20), whereas, the Court of competent jurisdiction in Civil Suit bearing C.S. No.160/2012 titled as "***Sh. Raj Singh v. Smt. Asha***" vide its judgment dated 24.03.2012 has categorically held that the family settlement was proved and accordingly, the judgment and decree was passed. He, therefore, submits that the impugned judgment and decree suffer with material perversity and illegality.
3. The aforesaid submissions made by learned counsel for the appellants



have been opposed by learned counsel appearing on behalf of the respondents.

4. Having considered the aforesaid submissions and material available on record and on perusal of the findings given by the Court in CS No. 160/2012 and in CS No. 343/2006, the Court finds that the appeal deserves to be admitted on the following substantial question of law:-

(i) *As to whether the impugned judgment and decree passed by the Trial Court and affirmed by the first Appellate Court suffer from material illegality in not considering the findings rendered in CS No.160/2012, in right perspective, which relates to the family settlement dated 10/14.07.1999?*

5. Since the respondents are represented, no notice is necessary.

6. The parties are directed to file the written synopsis [corresponding to the PDF page numbers of the digital record] alongwith relevant judgments [with an index mentioning the relevant paragraphs and the proposition for which the same are relied upon] before the next date of hearing with an advance copy thereof being exchanged *inter se*.

7. List this matter on 27.03.2025.

PURUSHAINdra KUMAR KAURAV, J

OCTOBER 15, 2024

nc/am