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

+ **TEST.CAS. 37/2012**

RAJEEV KSHETRAPAL

.....Petitioner

Through:

versus

STATE & ORS.

.....Respondents

Through: Mr. Ashok kumar goyal, Ms. Perna Goyal, Advocates for Respondent No.2
Mr. Rahul Malhorta, Mr. Rishabh Singh, Mr. Kaustubh Punj, Mr. Chirag Goyal, Advocates for Respondent No.3

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

10.12.2024

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I.A. 11964/2023

1. This application under Order VIII Rule 1A(3) CPC has been filed on behalf of the Respondent No.3 for placing on record additional document vide Diary No.884921 dated 17.05.2023.
2. Learned Counsel for Respondent No.3 states that he is only pressing for permission to bring on record a Will of Late Mr. A. N. Kshetrapal dated 09.06.1988.
3. It is stated that only photocopy of the said document has been filed. This Court is not observing anything on the evidentiary value of the document.



4. Other than putting the blame on the previous Counsel, learned Counsel for the Respondent No.3 has given no reason as to why the documents was not produced at the earlier stage. In the interest of justice and in view of the fact that the filing of document will not prejudice any of the parties. Subject to the cost of Rs.25,000/- to be paid by the Respondent No.3 to the Legal Aid, let the will of Late Mr. A. N. Kshetrapal dated 09.06.1988 be filed by the Respondent.

5. The application is disposed of.

6. It is made clear that this Court has not made any observations either on the evidentiary value or the correctness or otherwise of the will of Late Mr. A. N. Kshetrapal dated 09.06.1988.

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7. List before the Joint Registrar on 23.01.2025.

SUBRAMONIUM PRASAD, J

DECEMBER 10, 2024

Rahul