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

+ CM(M) 3972/2024

GURBACHAN KAUR THROUGH LRPetitioner

Through: Mr. Anshu Davar, Adv.

versus

INDERJEET MEHRA (DECEASED) THROUGH LRS
AND ORS.Respondents

Through: None.

CORAM:
HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **03.12.2024**

CM APPL. 70480/2024 (Exemption)

Allowed, subject to all just exceptions.

Application stands disposed of.

CM(M) 3972/2024 & CM APPL. 70479/2024 (Stay)

1. Petitioner impugns the order dated 18.10.2024 passed in the matter of CS No. 93936/2016 by the Civil Judge-02 (Central), Delhi.
2. The learned Trial Court allowed the application of the applicant-Jasbir i.e. respondent No.4 to be impleaded as legal heirs of deceased plaintiff-Smt. Gurbachan Kaur Narang based on the registered Will dated 18.04.2022.
3. However, the Court dismissed the application of other applicants-Kulwant Singh and Ms. Anu Narang who are stated to be class-II legal heirs of the plaintiff. The decision of the trial court emphasises that right to



represent the estate does not confer the ownership rights to the property and any further claim regarding the ownership of the property must be pursued through separate legal proceedings.

4. Learned counsel for the petitioner submits that there is no surviving Class-I legal heir of deceased plaintiff and Mr. Kulwant Singh and Ms. Anu Narang being class-II legal heirs should have been impleaded as LR's of deceased plaintiff.

5. Issue notice of the petition to the respondents by all prescribed modes including approved courier, subject to taking necessary steps, returnable on 29.04.2025.

RAVINDER DUDEJA, J

DECEMBER 3, 2024

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