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

+ **CS(OS) 1690/2011 & I.A. No. 13712/2018**

PRATEEK MADHAN

.....Plaintiff

Through: Mr. Abhay Pratap, Adv.
(through VC)

versus

JAGDIP SINGH

.....Defendant

Through: Mr. Shivansh Srivastava, Adv.
(through VC)

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. GAGANDEEP
JINDAL (DHJS)**

ORDER

18.11.2025

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Proceedings are being conducted through hybrid mode.

**I.A.No.23361/2025 (u/S 151 CPC for condonation of
delay in filing evidence affidavit of DW1)**

1. Ld. Counsel for the plaintiff insists only for cost.
2. Considering the submissions and the old age of the defendant, the delay in filing the evidence affidavit of DW1 is condoned subject to cost of Rs.1000/- to be paid to the plaintiff.
3. The captioned IA is disposed off accordingly.

**I.A.No.23359/2025 (by defendant u/O XVI Rule 2 r/w
Section 151 CPC for summoning records regarding
verification of death of late padmini shah done from
embassy of India, Kathmandu, Nepal)**

4. Heard.
5. Vide this Application the defendant seeks permission to summon the record of L&DO in respect of the suit property containing official noting dated 16/05/2012 and



the letter dated 30.04.2012 issued by Embassy of Indian Kathmandu (Nepal) which was received by L&DO.

6. As per submissions made in the application, the agreement to sell dated 09.03.2006 was executed by Mr. Jaswinder Singh representing himself to the Power of Attorney of Mrs. Kunwarni Padmini Shah who died on 10.12.2002. Though, it is further submitted that the said agreement to sell was null and void because of death of Mrs. Kunwarni Padmini Shah before its execution.
7. Now the defendant needs to prove the letter dated 30.04.2012 vide which the death certificate of Mrs. Kunwarni Padmini Shah dated 18.12.2002 was verified.
8. Considering the submissions, issue summons to the concerned record clerk to produce the summon on record as mentioned in the captioned IA on taking appropriate steps by the defendant.
9. The captioned IA is disposed off accordingly.

CS(OS) 1690/2011

10. The present matter is at the stage of DE.
11. As per office noting, the evidence by way of affidavit of Sh. Jagdeep Singh has been filed vide diary no. 6574038/2025 and medical documents of defendant have been filed vide diary no. 6652758/2025.
12. Re-notify the present matter for DE on **20th January, 2026.**

GAGANDEEP JINDAL (DHJS)
JOINT REGISTRAR (JUDICIAL)
NOVEMBER 18, 2025/PU
[Click here to check corrigendum, if any](#)