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

+ **TEST.CAS. 24/2025**

SUNIL KUMAR PURI

.....Petitioner

Through: Mr. Inkle Roy Barooah, Advocate
along with petitioner in person.

versus

STATE GOVERNMENT OF NCT DELHI & ORS.

.....Respondents

Through: Mr. Sumit K. Batra, Advocate.
Ms. Sarvshree and Ms. Somyashree,
Advocates for R-3.
Dr. Dolly, Advocate for R-4.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER

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28.07.2025

1. Dr. Shiv Kumar Khurana, respondent no.2 in person has made a statement in writing along with his affidavit. The same is taken on record.
2. The hand written statement of Dr. Shiv Kumar Khurana is extracted as under:-

"Sir,

*I am Dr. Shiv Kumar Khurana, s/o Late Sh. Chanan Dass Khurana
Respondent No. 1*

I submit my self as an affidavit.

*I am 75 yrs old and want to live in peace and it is my earnest personal
wish that no quarrel persist between my son Sovin and my daughter
Divya Gaur for any property. To foster harmony, I desire that the
petitioner Dr. Sunil Puri & all legal heirs (myself Shiv Kumar
Khurana, my son Sovin Khurana & my daughter Divya Gaur) discuss
mutually regarding properties mentioned in the will and reach at an
amicable solution among themselves.*



I extend my blessings & my best wishes to both my children & live peacefully & successfully.”

3. The affidavit of Dr. Shiv Kumar Khurana is extracted as under:-

“I Dr. Shiv Kumar Khurana, S/o Late Shri Chanan Dass Khurana, Age 75 years, Resident of A-3/49, Ground Floor & First Floor, Janakpuri, Delhi-110058, the deponent named above do hereby, solemnly affirm and declare as under:

- 1. I say that I am the Defendant No. 2 in the present Probate Petition filed by the Petitioner and as such am aware of the facts and circumstances of the present case and am competent to swear this affidavit.*
- 2. I say that I am the husband of the deceased late Dr. Beena Khurana and I am one of the surviving legal heirs of the deceased. Copy of the Aadhaar Card having Aadhaar No. 2563 8270 6295 and the Pan card having Pan No-ADZPK1786B is attached herewith as ANNEXURE 1 and ANNEXURE 2 respectively.*
- 3. I say that my wife was a renowned Central Health Services Doctor who worked for Central Government and Delhi Government and reached the pinnacle of her career serving as the Director General of Health Services (DGHS) Karkardooma, Delhi. Thereafter she joined Maharishi Valmiki Hospital at Pooth Khurd, Delhi as Medical Superintendent from where she ultimately retired from her services. There also under her guidance the Hospital won the prestigious Kayakalp Award. She was a very kind hearted lady who was loved by many people.*
- 4. I say that apart from her professional life, at home also she was the motherly figurehead of the family and she was primary the one who took care of everyone till she contracted COVID. She had a crystal-clear focused mindset, and very efficiently took care of all her personal family life duties, chores and responsibilities all throughout her lifetime.*
- 5. I say that my son Sovin Khurana, married Rini Khurana on 22/02/2015, to start with relations were pleasant and cordial, but they started deteriorating since 2018, and getting worse leading to execution of the will in her own handwriting and signed by her. I recognise and identify her signatures and handwriting without any spec of doubt. My wife, late Beena Khurana, was of rational, intelligent and sound mind throughout her life and competent enough to take decisions independently.*



6. *I say that the diary mentioned in the petition is my wife's personal diary, written by her in her own handwriting and the same was handed over by me to my daughter Divya Gaur, defendant no. 3 after my wife's death.*
7. *I say that I am aware that during her lifetime my late wife had transferred funds from time to time to the bank account of our daughter, Dr. Divya Gaur (PT); and also gifted gold jewellery to her. I say that these transfers and gifts were made out of my wife's natural love and affection out of her free Will. She has gifted jewelleries to our daughter in law Rini Khurana as well. My wife also transferred, of her own free Will, the property A-5B/5C and 43-A, LIG Flats, Janakpuri, Delhi- 110058 which she had inherited from her parents, to our son Mr. Sovin Khurana.*
8. *I further say that, on my personal behalf and as a good will gesture purely out of natural love and affection, I have transferred money to my son Sovin Khurana, daughter Divya Gaur, grandsons Vivaan Khurana and Seyon Gaur. I also paid Rs 5 lacs to my son-in-law Sambhav Gaur towards Covid medical expenses towards my late wife. All these amounts were transferred from my earned funds, through legitimate banking channels over various occasions during the past several years out of my free will and without any manipulation.*
9. *I further very categorically say that no jewellery, cash, or documents have ever been stolen or removed whether before or after my wife's death by our daughter Divya from our home almirahs, household lockers, or from Bank Locker Nos. 199 and 25 (Indian Bank, A-3 SFS Janakpuri Branch). I alone operated and closed those lockers after my wife's demise and recovered only property papers from there.*
10. *I say that while I uphold my late wife's Will. I am 75 years old and want to live in peace and it is my earnest personal wish that no quarrel persist between my son Sovin and my daughter Divya Gaur for any property. To foster harmony, I desire that the petitioner Dr. Sunil Puri, and all legal heirs (myself Dr. Shiv Kumar Khurana, my son Mr. Sovin Khurana and my daughter Divya Gaur), discuss mutually regarding immovable properties mentioned in the will and reach at an amicable solution among themselves.*
11. *I extend my blessings and best wishes for both my children to live peacefully and successfully.*
12. *I say that I have made this affidavit out of free will and that no one has forced or manipulated me to make this affidavit.*
13. *I say that I have signed this affidavit in front of two witnesses who have also signed the present affidavit as witness.*



14. *That the contents of the present affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed therefrom.”*

4. After hearing learned counsel appearing on behalf of the parties, the Court finds that the matter can be settled amicably.
5. The Court, however, requests all the parties not to precipitate the situation or to make any allegation/counter allegation.
6. The parties are directed to appear before the Co-ordinator of the Delhi High Court Mediation and Conciliation Centre to explore the possibility of an amicable settlement between them on 07.08.2025.
7. If the matter is not settled between the parties, they are at liberty to complete the pleadings in the matter.
8. Thereafter, list this matter before the Court on 28.10.2025.

PURUSHAINDR KUMAR KAURAV, J

JULY 28, 2025

Nc/sph